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Attorney for Petitioner

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

Veronica CRUZ ESCAMILLA,

Petitioner,

v.

Daniel A. BRIGHTMAN, in his official capacity as Field Office Director of the Immigration and Customs Enforcement, Enforcement and Removal Operations San Diego Field Office; **Kristi NOEM**, Secretary, U.S. Department of Homeland Security; **U.S. DEPARTMENT OF HOMELAND SECURITY**; **Pamela BONDI**, U.S. Attorney General; **EXECUTIVE OFFICE FOR IMMIGRATION REVIEW**; **Christopher LAROSE**, Warden of Otay Mesa Detention Center,

Respondents.

Case No. 2:25-cv-04758-JJT--JZB

Agency No. 

**MOTION TO WITHDRAW PETITION
FOR WRIT OF HABEAS CORPUS
PURSUANT TO 28 U.S.C. § 2241 AND
TEMPORARY RESTRAINING
ORDER**

[Proposed Order Submitted Herewith]

IMMIGRATION HABEAS CASE

**MOTION TO WITHDRAW PETITION FOR WRIT OF
HABEAS CORPUS PURSUANT TO 28 U.S.C. § 2241
AND TEMPORARY RESTRAINING ORDER**

Petitioner, Veronica CRUZ ESCAMILLA, moves the Court for an order permitting withdrawal of the pending petition for writ of habeas corpus and the motion for a temporary restraining order. This motion is made pursuant to Federal Rule of Civil Procedure 41(a)(2). Petitioner is no longer detained in Arizona.

On November 24, 2025, while at her Adjustment of Status interview at the USCIS San Diego Field Office, Petitioner was detained. She was initially detained at the Otay Mesa Detention Center, then on December 10, 2025, Respondents moved Petitioner to the San Luis Regional Detention Center in San Luis, Arizona. On December 12, 2025, the habeas petition filed with the Southern District of California was forwarded to this court. On the evening of December 12, 2025, Respondents moved Petitioner back to the Otay Mesa Detention Center. Because Petitioner is again detained in the jurisdiction of the Southern District of California, this court lacks jurisdiction to adjudicate the instant writ and TRO.

Counsel has communicated with the Respondents' counsel who agree with this voluntary dismissal. A new petition was filed with the Southern District of California on December 12, 2025. Counsel submits this motion for procedural purposes only and is not seeking pro hac vice admission at this time.

For the above reasons, Petitioner respectfully requests that the Court dismiss the habeas petition without prejudice and deem the pending motion for a temporary restraining order withdrawn or, in the alternative, deny the motion as moot. A proposed order is submitted herewith. DATED this 23rd day of December, 2025.

/s/ Rose M. Thompson
Rose M. Thompson
Attorney at Law
Attorney for Petitioner