

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action No. 26-cv-00442-SKC

LEOBARDO BALDERAS RIVAS,

Petitioner,

v.

JUAN BALTAZAR, in his official capacity as Warden of the Aurora U.S. Immigration and Customs Enforcement Processing Center;  
ROBERT HAGAN, in his official capacity as Field Office Director, Denver Field Office, U.S. Immigration and Customs Enforcement;  
KRISTI NOEM, in her official capacity as Secretary, U.S. Department of Homeland Security;  
TODD M. LYONS, in his official capacity as Acting Director, U.S. Immigration and Customs Enforcement; and  
PAMELA JO BONDI, in her official capacity as Attorney General of the United States,

Respondents.

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**STATUS REPORT**

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Pursuant to ECF No. 15, Respondents file this status report to inform the Court that Petitioner has been released from the custody of Immigration and Customs Enforcement (“ICE”).

On February 17, 2026, the Court issued an Order granting the Habeas Petition, ECF No. 1, and ordered that “once Mr. Balderas Rivas posts his \$5,000 bond, Respondents shall immediately release Petitioner from custody,” ECF No. 15 at 8. The Court also ordered that “Respondents may not impose an ankle monitor or any other condition not specifically imposed in writing by the immigration judge.”

*Id.* The Court ordered Respondents to file a status report within ten days “to certify compliance.” *Id.* at 9.

That same day, undersigned counsel informed Respondents of the Court’s order and emphasized that the Court ordered that Respondents may not impose an ankle monitor or any other conditions not ordered by the Immigration Judge.

On February 19, 2026, Petitioner paid his bond. He was released from ICE custody at approximately 11:30 a.m. At 12:11 p.m. counsel for Petitioner informed undersigned counsel that ICE had released Petitioner with an ankle monitor in violation of the Court’s February 17, Order. Undersigned counsel promptly coordinated with ICE, and by 1:30 p.m., ICE had called Petitioner to coordinate the removal of the ankle monitor. By 2:47 p.m. the ankle monitor had been removed. Respondents sincerely apologize to Petitioner and the Court for the error.

Dated: February 19, 2026

Respectfully submitted,

PETER MCNEILLY  
United States Attorney

*s/ Julia M. Prochazka*  
***Julia M. Prochazka***  
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*Counsel for Respondents*

### AI CERTIFICATION

Pursuant to the Court's Standing Order Regarding the Use of Generative Artificial Intelligence ("AI") in Court Filings, undersigned counsel certifies that generative artificial intelligence was not used to draft this filing.

### CERTIFICATE OF SERVICE

I hereby certify that on February 19, 2026, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system.

s/ Julia M. Prochazka

**Julia M. Prochazka**

Assistant United States Attorney  
Counsel for Respondents