IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 26-cv-01120-NYW

CARLOS OLIVERA-MARTINEZ,

Petitioner,

v.

GEORGE VALDEZ, Acting Field Director of the Denver Field Office,
JUAN BALTAZAR, Warden, Denver Contract Detention Facility, and
TODD LYONS, in his official capacity as Acting Director, U.S. Immigration and Customs Enforcement,

Respondents.

STATUS REPORT

Respondents submit this status report in compliance with the Court's order dated May 15, 2026. ECF No. 12 at 8. In that order, the Court required Respondents to "immediately release Petitioner subject to the terms of his" preexisting "Order of Supervision," and to file "a declaration pursuant to 28 U.S.C. § 1746 within three days of th[e] Order affirming Petitioner's release from custody." *Id.*

As reflected in the attached declaration, Petitioner was released from custody on May 15, 2026, under the terms of his preexisting order of supervision. Ex. 1, Decl. of Michael Ketels ¶¶ 4-5.

In light of this development, Respondents respectfully note that it would be appropriate for the Court vacate its prior order prohibiting Petitioner's removal from the District

of Colorado or the United States to preserve its jurisdiction (ECF No. 4), enter judgment, and close this case.

Dated: May 18, 2026.

Respectfully submitted,

PETER MCNEILLY
United States Attorney

s/ V. William Scarpato III
V. William Scarpato III
Assistant United States Attorney
1801 California Street, Suite 1600
Denver, Colorado 80202
Telephone: (303) 454-0100
Fax: (303) 454-0407
Victor.Scarpato@usdoj.gov

Counsel for Respondents

CERTIFICATE OF SERVICE

I certify that on May 18, 2026, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following recipients by e-mail:

Jessica A. Dawgert
Ariela Lake Law & Consulting PLLC
3355 Hudson Street
Suite 7098
Denver, CO 80207
303-535-2203
Email: jess@allc.law

Counsel for Petitioner

and I certify that on the same date I am causing the foregoing to be delivered to the following non-CM/ECF participants in the manner (mail, email, hand delivery, etc.) indicated by the nonparticipant's name:

none.

s/ V. William Scarpato III
V. William Scarpato III