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Attorney for Petitioner

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

GILBERT OJONGATUMBA
JOACHIM,
Petitioner,

v.

CHRISTOPHER J. LAROSE, Senior
Warden,
Otay Mesa Detention Center;
PATRICK DIVVER, Field Office
Director,
San Diego Field Office, U.S.
Immigration
and Customs Enforcement;
TODD M. LYONS, Acting Director,
U.S.
Immigration and Customs Enforcement;
MARKWAYNE MULLIN, Secretary
of U.S.
Department of Homeland Security; and
TODD BLANCHE, Acting Attorney
General
of the United States,

Respondents.

Case No. 3:26-cv-02574-DMS-MMP

**JOINT STIPULATION OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE
PURSUANT TO FED. R. CIV. P.
41(a)(1)(A)(ii)**

Hon. Dana M. Sabraw
Magistrate Judge: Hon. Michelle M.
Pettit

IT IS HEREBY STIPULATED AND AGREED, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), by and between Petitioner GILBERT OJONGATUMBA JOACHIM, by and through his undersigned counsel, and Respondents, by and through their undersigned counsel, that the above-captioned action be and hereby is DISMISSED WITHOUT PREJUDICE.

This stipulation is premised upon the following: On or about May 2026, an Immigration Judge ordered Petitioner's release from custody under bond in a parallel habeas proceeding pending before this Court, Case No. 3:26-cv-02764. As a result of Mr. Joachim's release from immigration custody, the relief sought in the above-captioned action — namely, release from detention — is no longer available, and this action has been rendered moot. Accordingly, the parties jointly stipulate to dismissal of this action without prejudice.

Dated: May 18, 2026

/s/ Christina Liao Tong

CHRISTINA LIAO TONG

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Attorney for Petitioner

Dated: May 18, 2026

/s/ Jacob T. Metzger

JACOB T. METZGER

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Attorney for Respondents

ATTESTATION OF FILER

I attest that the other signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized the filing.

Dated: May 18, 2026

/s/ Christina Liao Tong

CHRISTINA LIAO TONG

Assistant United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

GILBERT OJONGATUMBA
JOACHIM,
Petitioner,
v.
CHRISTOPHER J. LAROSE, ET AL.,
Respondents.

Case No. 3:26-cv-02574-DMS-MMP

[PROPOSED]
**ORDER FOR DISMISSAL
WITHOUT PREJUDICE.**

Hon. Dana M. Sabraw
United States District Judge

Pursuant to the foregoing stipulation of the parties, and good cause appearing therefor, IT IS HEREBY ORDERED that the above-captioned action, Case No. 3:26-cv-02574-DMS-MMP, is DISMISSED WITHOUT PREJUDICE. Each party shall bear their own fees, costs, and expenses.

IT IS SO ORDERED.

Dated: _____

Hon. Dana M. Sabraw
United States District Judge
Southern District of California