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

10 JOSE ALFREDO HERNANDEZ  
11 BAUTISTA,

12 Petitioner,

13 v.

14 WARDEN, IMPERIAL REGIONAL  
15 DETENTION FACILITY,

16 Respondent.

CASE NO.: 26-cv-2742-AGS-BJW

**Joint motion to  
voluntarily dismiss petition for writ  
of habeas corpus**

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18 Mr. Hernandez Bautista and Respondent respectfully stipulate and joint  
19 move the Court for an order voluntarily dismissing the Petition under Federal  
20 Rule of Civil Procedure 41(a)(2) without prejudice.

21 Mr. Hernandez Bautista has fully consulted with the undersigned counsel  
22 following referral of this case to Federal Defenders under this Court's order. *see*  
23 ECF No. 5. Federal Defenders accepts appointment.

24 As noted in the attached declaration, Mr. Hernandez Bautista wishes for  
25 dismissal of his habeas case. He recently accepted voluntary departure to Mexico  
26 and thus has no remaining grounds for habeas relief. Litigation will only serve to  
27 delay his departure.

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**Certificate of Authorization to Sign Electronic Signature**

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures of the United States District Court for the Southern District of California, I certify that the content of this document is acceptable to counsel for Respondent and that I have obtained authorization from the following party to affix their electronic signature to this document:

Hunter V. Norton, Assistant U.S. Attorney

DATED: May 22, 2026

*s/Jessie Agatstein*  
**JESSIE AGATSTEIN**  
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