UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

MBAREK ABAKCHOU,

Petitioner,

v.

JUAN BALTAZAR, in his official capacity as warden of the Denver Contract Detention Facility (Aurora),

GEORGE VALDEZ, in his official capacity as Field Office Director, Denver, U.S. Immigrations and Customs Enforcement,

DAVID VENTURELLA, in his official capacity as Senior Official performing the duties of Director of U.S. Immigrations and Customs Enforcement,

MARKWAYNE MULLIN, in his official capacity as Secretary, U.S. Department of Homeland Security,

TODD BLANCHE, in his official capacity as Acting Attorney General of the United States,

Respondents.

Civil Action No.: 26-cv-02395-RBJ

PETITIONER'S NOTICE TO THE COURT REGARDING FACTUAL DEVELOPMENTS

1. Petitioner Mbarek Abakchou submit this joint notice to the Court to provide the following factual update in this case.

2. As set forth in the Declaration of Karen S. Lucas, Esq. submitted as an exhibit hereto, Petitioner had a virtual Individual Hearing scheduled for June 8, 2026, in Immigration Court.

3. Petitioner and his counsel appeared for the June 8 Individual Hearing and waited

for approximately four hours for Petitioner's case to be called, but the Immigration Court never called Petitioner's case and the Individual Hearing did not occur.

4. The Immigration Court closed Petitioner's immigration counsel's online access to the court without providing any explanation as to why Petitioner's case was not called on June 8.

5. Petitioner's immigration counsel then called the Aurora detention center and spoke to an officer there who informed her that the Individual Hearing did not proceed and would have to be rescheduled because the Immigration Court did not have an interpreter for Petitioner.

6. The Immigration Court later emailed Petitioner's immigration counsel stating, without explanation, that the Immigration was unable to call Petitioner's case that day and that the hearing would have to be rescheduled.

7. The Immigration Court set Petitioner's next Individual Hearing for June 23, 2026.

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