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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

Portland Division

B-T-O,

Petitioner,

v.

JULIO HERNANDEZ, Seattle Field Office Director, U.S. Immigration and Customs Enforcement and Removal Operations, ("ICE-ERO"), MARKWAYNE MULLIN, Secretary of Homeland Security ("DHS"), TODD BLANCHE, Attorney General, DAVID VENTURELLA, Acting Director of Immigration and Customs Enforcement ("ICE")

Respondents.

Case No. 3:26-cv-1331

Agency No. AXXX-XXX-519

NOTICE OF VOLUNTARY DISMISSAL AND MOTION TO WITHDRAW PETITION FOR WRIT OF HABEAS CORPUS

COMES NOW Petitioner, B-T-O, by and through the undersigned counsel and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), hereby gives notice that Petitioner voluntarily withdraws the Petition for Writ of Habeas Corpus filed in this matter without prejudice.

In support of this motion, Petitioner states as follows:

1. Petitioner filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 on June 30, 2026.
2. Respondents have not yet served an answer or a motion for summary judgment in this matter.
3. Under FRCP 41(a)(1)(A)(i), a plaintiff may dismiss an action without a court order by filing a notice of dismissal before the opposing party serves an answer or summary judgment motion.
4. Because no responsive pleading has been filed, Petitioner possesses an absolute right to voluntarily withdraw this petition without prejudice.

WHEREFORE, Petitioner respectfully requests that this Court enter an order acknowledging the withdrawal of the petition and closing this case.

Respectfully submitted,

DATED: July 2, 2026

/s/ *Molly F. Franck*

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