

1 **Kara Hartzler**
Cal. Bar No. 293751
2 **Federal Defenders of San Diego, Inc.**
225 Broadway, Suite 900
3 San Diego, California 92101-5030
4 Telephone: (619) 234-8467
Facsimile: (619) 687-2666
5 Kara_hartzler@fd.org
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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 **SANTOS MARCELINO HERRERA**
11 **LANZA,**

12 **Petitioner,**

13 **v.**

14 **MARKWAYNE MULLIN, Secretary of**
the Department of Homeland Security,
15 **TODD BLANCHE, Acting Attorney**
General, **TODD M. LYONS, Acting**
16 **Director, Immigration and Customs**
Enforcement, **JESUS ROCHA, Acting**
17 **Field Office Director, San Diego Field**
Office, **JEREMY CASEY, Warden at**
18 **Imperial Regional Detention Facility,**

19 **Respondents.**
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Case No.: 26-cv-3850-AGS-AHG

**MOTION TO VOLUNTARILY
DISMISS PETITION FOR WRIT
OF HABEAS CORPUS**

1 On July 7, 2026, this Court referred the Petition to Federal Defenders of
2 San Diego, Inc., for an evaluation of whether Mr. Herrera Lanza is eligible for
3 appointment of counsel. ECF No. 4. However, Respondents have informed
4 Federal Defenders that Mr. Herrera Lanza was released from custody on July 2,
5 2026. Thus, Federal Defenders moves to dismiss the petition for a writ of habeas
6 corpus.

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8 Respectfully submitted,

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10 Dated: July 20, 2026

s/ Kara Hartzler

Federal Defenders of San Diego, Inc.

Attorneys for Petitioner

Email: kara_hartzler@fd.org