

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

MARTIN ALEXIS BURGOS MANCHEGO,
Petitioner,

v.

WARDEN, OF EAST MONTANA
DETENTION CENTER (ICE),
Respondents.

No. 3:26-CV-01955-LS

Federal Respondents' Advisory to the Court

Respondents file this Advisory to notify the Court of Petitioner's physical removal from the United States, which action potentially moots this habeas challenge to the legality of his detention. *See Bacilio-Sabastian v. Barr*, 980 F.3d 480, 483 (5th Cir. 2020) (habeas relief mooted where noncitizen released from custody); *Ortez v. Chandler*, 845 F.2d 573, 575 (5th Cir. 1988); *Riley v. I.N.S.*, 310 F.3d 1253, 1257 (10th Cir. 2002); *Virani v. Huron*, 2020 WL 7405655, at *3 (W.D. Tex. Dec. 17, 2020).

On or about July 17, 2026, Petitioner brought this habeas claim, seeking release from detention. ECF No. 1. On August 2, 2026, Petitioner departed from the United States pursuant to a grant of voluntary departure. *See* Ex. A (I-210 Voluntary Departure and Verification of Departure). Petitioner is no longer in ICE custody.

Respondents believe this information responds to the petition, if not, Respondents request additional time to provide more specific responsive information.

Since the relief Petitioner sought, namely release, has already occurred, Respondents respectfully request the Court deny or dismiss the petition as moot.

Respectfully submitted,

Justin R. Simmons
United States Attorney

By: /s/ Nathan Ripley

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CERTIFICATE OF SERVICE

Given that Petition has been removed from the United States and has no known address outside the United States, Respondents request that service upon the court clerk be considered proper service under Fed. R. Civ. P. 5(b)(2)(D).

Dated: August 13, 2026

Respectfully submitted,

Justin R. Simmons
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/s/ Nathan Ripley

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