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CLOSED, APPEAL, **HABEAS**, ECF

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:18-cv-10683-AJN**

Vazquez Perez v. Decker et al
Assigned to: Judge Alison J. Nathan
Cause: 28:2241 in Habeas Corpus: INS

Date Filed: 11/15/2018
Date Terminated: 11/30/2020
Jury Demand: None
Nature of Suit: 463 Habeas Corpus -
Alien Detainee
Jurisdiction: U.S. Government
Defendant

Petitioner

Uriel Vazquez Perez
*on his own behalf and on behalf of
others similarly situated*

represented by **Peter L. Markowitz**
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ATTORNEY TO BE NOTICED

V.

Respondent

Thomas Decker

*in his official capacity as Field
Office Director, U.S. Immigration
and Customs Enforcement*

represented by **Brandon Matthew Waterman**

United States Attorney's Office,
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brandon.waterman@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Respondent

Ronald D. Vitiello

in his official capacity as the Acting

represented by **Brandon Matthew Waterman**
(See above for address)

*Director for U.S. Immigration and
CUstoms Enforcement*

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent

Kirstjen Nielsen
*in her official capacity as Secretary,
U.S. Department of Homeland
Security*

represented by **Brandon Matthew Waterman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent

James McHenry
*in his official capacity as Director of
the Executive Office For
Immigration Review*

represented by **Brandon Matthew Waterman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent

Matthew G. Whitaker
*in his official capacity as the Acting
Attorney General of the United
States*

represented by **Brandon Matthew Waterman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent

**United States Department of
Homeland Security**

represented by **Brandon Matthew Waterman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent

**United States Immigration and
Customs Enforcement**

represented by **Brandon Matthew Waterman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent

**United States Department of
Justice**

represented by **Brandon Matthew Waterman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent

**Executive Office For Immigration
Review**

represented by **Brandon Matthew Waterman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Respondent**Carl E. DuBois**

*in his official capacity as the Sheriff
of Orange County and the official in
charge of the Orange County
Correctional Facility*

represented by **Brandon Matthew Waterman**

(See above for address)

LEAD ATTORNEY**ATTORNEY TO BE NOTICED**

| Date Filed | # | Docket Text |
|-------------------|-------------------|--|
| 11/15/2018 | 1 | PETITION FOR WRIT OF HABEAS CORPUS pursuant to 28 U.S.C. 2241. (Filing Fee \$ 5.00, Receipt Number ANYSDC-15921286) Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | 2 | CIVIL COVER SHEET filed. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | 3 | MOTION to Certify Class . Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | 4 | MEMORANDUM OF LAW in Support re: 3 MOTION to Certify Class . . Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | 5 | DECLARATION of Robert Hodgson in Support re: 3 MOTION to Certify Class .. Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit Exh. A- Hausman Decl., # 2 Exhibit Exh. B- Saenz Decl., # 3 Exhibit Exh. C- EOIR IJ Bench Book, # 4 Exhibit Exh. D- New Yorker Article, # 5 Exhibit Exh. E- Vera NYIFUP Evaluation, # 6 Exhibit Exh. F- DHS OIG Press Release, # 7 Exhibit Exh. G- NorthJersey.com Article, # 8 Exhibit Exh. H- Vazquez Perez Decl., # 9 Exhibit Exh. I- Dunn Decl.) (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | 6 | NOTICE OF APPEARANCE by Peter L. Markowitz on behalf of Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | 7 | FILING ERROR - DEFICIENT PLEADING - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to Thomas Decker, re: 1 Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) Modified on 11/19/2018 (pc). (Entered: 11/15/2018) |
| 11/15/2018 | 8 | FILING ERROR - DEFICIENT PLEADING - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to Department of Homeland Security, re: 1 Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) Modified on 11/19/2018 (pc). (Entered: 11/15/2018) |

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| 11/15/2018 | <u>9</u> | FILING ERROR - DEFICIENT PLEADING - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to Department of Justice, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) Modified on 11/19/2018 (pc). (Entered: 11/15/2018) |
| 11/15/2018 | <u>10</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Carl E. DUBOIS, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | <u>11</u> | REQUEST FOR ISSUANCE OF SUMMONS as to EXECUTIVE OFFICE FOR IMMIGRATION REVIEW, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | <u>12</u> | FILING ERROR - DEFICIENT PLEADING - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to IMMIGRATION AND CUSTOMS ENFORCEMENT, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) Modified on 11/19/2018 (pc). (Entered: 11/15/2018) |
| 11/15/2018 | <u>13</u> | REQUEST FOR ISSUANCE OF SUMMONS as to James McHENRY, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | <u>14</u> | FILING ERROR - DEFICIENT PLEADING - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to Kirstjen NIELSEN, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) Modified on 11/19/2018 (pc). (Entered: 11/15/2018) |
| 11/15/2018 | <u>15</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Ronald D. VITIELLO, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/15/2018 | <u>16</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Matthew G. WHITAKER, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/15/2018) |
| 11/16/2018 | | ***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Peter L. Markowitz. The party information for the following party/parties has been modified: Thomas Decker, Department of Homeland Security, Department of Justice, Carl E. DuBois, Immigration and Customs Enforcement, James McHenry, Kirstjen Nielsen, Uriel Vazquez Perez, Ronald D. Vitiello, Matthew G. Whitaker. The information for the party/parties has been modified for the following reason/reasons: |

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| | | party name contained a typographical error; party text was omitted. (pc) (Entered: 11/16/2018) |
| 11/16/2018 | | ***NOTICE TO ATTORNEY REGARDING CIVIL. CASE OPENING STATISTICAL ERROR CORRECTION: Notice to attorney Peter L. Markowitz. The following case opening statistical information was erroneously selected/entered: County code New York; Fee Status code due (due);. The following correction(s) have been made to your case entry: the County code has been modified to Orange; the Fee Status code has been modified to pd (paid);. (pc) (Entered: 11/16/2018) |
| 11/16/2018 | | CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Alison J. Nathan. Please download and review the Individual Practices of the assigned District Judge, located at http://nysd.uscourts.gov/judges/District . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at http://nysd.uscourts.gov/ecf_filing.php . (pc) (Entered: 11/16/2018) |
| 11/16/2018 | | Magistrate Judge Stewart D. Aaron is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: http://nysd.uscourts.gov/forms.php . (pc) (Entered: 11/16/2018) |
| 11/16/2018 | | Case Designated ECF. (pc) (Entered: 11/16/2018) |
| 11/16/2018 | 17 | NOTICE OF APPEARANCE by Paige Austin on behalf of Uriel Vazquez Perez. (Austin, Paige) (Entered: 11/16/2018) |
| 11/19/2018 | 18 | NOTICE OF APPEARANCE by Jacqueline Pearce on behalf of Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 11/19/2018) |
| 11/19/2018 | 19 | ELECTRONIC SUMMONS ISSUED as to James McHenry. (pc) (Entered: 11/19/2018) |
| 11/19/2018 | 20 | ELECTRONIC SUMMONS ISSUED as to Matthew G. Whitaker. (pc) (Entered: 11/19/2018) |
| 11/19/2018 | 21 | ELECTRONIC SUMMONS ISSUED as to Carl E. DuBois. (pc) (Entered: 11/19/2018) |
| 11/19/2018 | 22 | ELECTRONIC SUMMONS ISSUED as to Ronald D. Vitiello. (pc) (Entered: 11/19/2018) |
| 11/19/2018 | 23 | ELECTRONIC SUMMONS ISSUED as to Executive Office For Immigration Review. (pc) (Entered: 11/19/2018) |

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| 11/19/2018 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney Peter L. Markowitz to RE-FILE Document No. <u>8</u> Request for Issuance of Summons, <u>14</u> Request for Issuance of Summons, <u>7</u> Request for Issuance of Summons, <u>9</u> Request for Issuance of Summons, <u>12</u> Request for Issuance of Summons,. The filing is deficient for the following reason(s): the PDF attached to the docket entry for the issuance of summons is not correct; Party name on summons does not exactly match what is listed on the petition caption title. Re-file the document using the event type Request for Issuance of Summons found under the event list Service of Process - select the correct filer/filers - and attach the correct summons form PDF. (pc) (Entered: 11/19/2018) |
| 11/20/2018 | <u>24</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Thomas Decker, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 11/20/2018) |
| 11/20/2018 | <u>25</u> | REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of Homeland Security, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 11/20/2018) |
| 11/20/2018 | <u>26</u> | REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of Justice, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 11/20/2018) |
| 11/20/2018 | <u>27</u> | REQUEST FOR ISSUANCE OF SUMMONS as to United States Immigration and Customs Enforcement, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 11/20/2018) |
| 11/20/2018 | <u>28</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Kirstjen Nielsen, re: <u>1</u> Petition for Writ of Habeas Corpus. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 11/20/2018) |
| 11/20/2018 | <u>29</u> | NOTICE OF APPEARANCE by Christopher T Dunn on behalf of Uriel Vazquez Perez. (Dunn, Christopher) (Entered: 11/20/2018) |
| 11/21/2018 | <u>30</u> | ELECTRONIC SUMMONS ISSUED as to Thomas Decker. (dnh) (Entered: 11/21/2018) |
| 11/21/2018 | <u>31</u> | ELECTRONIC SUMMONS ISSUED as to United States Department of Homeland Security. (dnh) (Entered: 11/21/2018) |
| 11/21/2018 | <u>32</u> | ELECTRONIC SUMMONS ISSUED as to United States Department of Justice. (dnh) (Entered: 11/21/2018) |

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| 11/21/2018 | 33 | ELECTRONIC SUMMONS ISSUED as to United States Immigration and Customs Enforcement. (dnh) (Entered: 11/21/2018) |
| 11/21/2018 | 34 | ELECTRONIC SUMMONS ISSUED as to Kirstjen Nielsen. (dnh) (Entered: 11/21/2018) |
| 11/26/2018 | 35 | NOTICE OF APPEARANCE by Robert Andrew Hodgson on behalf of Uriel Vazquez Perez. (Hodgson, Robert) (Entered: 11/26/2018) |
| 11/30/2018 | 36 | FIRST MOTION Leave to Appear as Law Students . Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit Law Student Intern Appearance Form for Alberto Casadevall, # 2 Exhibit Law Student Intern Appearance Form for Daynelis Vargas, # 3 Exhibit Law Student Intern Appearance Form for Jessica Kulig, # 4 Exhibit Law Student Intern Appearance Form for Kathleen Wahl)(Pearce, Jacqueline) (Entered: 11/30/2018) |
| 12/03/2018 | 37 | NOTICE OF APPEARANCE by Jennifer Rolnick Borchetta on behalf of Uriel Vazquez Perez. (Borchetta, Jennifer) (Entered: 12/03/2018) |
| 12/03/2018 | 38 | NOTICE OF APPEARANCE by Brandon Matthew Waterman on behalf of Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 12/03/2018) |
| 12/03/2018 | 39 | FIRST LETTER MOTION for Leave to File Excess Pages addressed to Judge Alison J. Nathan from Peter L. Markowitz dated December 3, 2018. Document filed by Uriel Vazquez Perez.(Markowitz, Peter) (Entered: 12/03/2018) |
| 12/04/2018 | 40 | NOTICE OF APPEARANCE by Niji Jain on behalf of Uriel Vazquez Perez. (Jain, Niji) (Entered: 12/04/2018) |
| 12/04/2018 | 41 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. United States Department of Justice served on 11/26/2018, answer due 1/25/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 42 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. Executive Office For Immigration Review served on 11/23/2018, answer due 1/22/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 43 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. United States Department of Homeland Security |

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| | | served on 11/26/2018, answer due 1/25/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 44 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. United States Immigration and Customs Enforcement served on 11/26/2018, answer due 1/25/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 45 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. Thomas Decker served on 11/23/2018, answer due 1/22/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 46 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. James McHenry served on 11/23/2018, answer due 1/22/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 47 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. Kirstjen Nielsen served on 11/26/2018, answer due 1/25/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 48 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. Ronald D. Vitiello served on 11/26/2018, answer due 1/25/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 49 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. Matthew G. Whitaker served on 11/26/2018, answer due 1/25/2019. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/04/2018) |
| 12/04/2018 | 56 | MEMO ENDORSEMENT granting 36 Motion. ENDORSEMENT: I authorize this student: (a) to appear in court or other proceedings on behalf of the above client, and (b) to prepare documents on behalf of the above client. (Signed by Judge Alison J. Nathan on 12/3/2018) (cf) (Entered: 12/07/2018) |
| 12/05/2018 | 50 | MOTION for Preliminary Injunction . Document filed by Uriel Vazquez Perez.(Markowitz, Peter) (Entered: 12/05/2018) |
| 12/05/2018 | 51 | MEMORANDUM OF LAW in Support re: 50 MOTION for Preliminary Injunction . . Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 12/05/2018) |

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| 12/05/2018 | 52 | NOTICE OF APPEARANCE by Johanna Beth Steinberg on behalf of Uriel Vazquez Perez. (Steinberg, Johanna) (Entered: 12/05/2018) |
| 12/05/2018 | 53 | FILING ERROR - DEFICIENT DOCKET ENTRY (SEE 59 Declaration) - DECLARATION of Alberto A. Casadevall in Support re: 50 MOTION for Preliminary Injunction .. Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit Ex. A-Saenz Decl., # 2 Exhibit Ex. B-Redman Decl., # 3 Exhibit Ex. C-Burr Decl., # 4 Exhibit Ex. D-Vera Eval., # 5 Exhibit Ex. E-Michel Decl., # 6 Exhibit Ex. F-Busse Decl., # 7 Exhibit Ex. G-Hausman Decl., # 8 Exhibit Ex. H-Alzate Decl., # 9 Exhibit Ex. I-Nembhard Decl., # 10 Exhibit Ex. J-Quarey Decl., # 11 Exhibit Ex. K-IJ Benchbook, # 12 Exhibit Ex. L-Form I-200, # 13 Exhibit Ex. M-NTA, # 14 Exhibit Ex. N-Form I-286, # 15 Exhibit Ex. O-Rosenberg Article, # 16 Exhibit Ex. P-Vazquez Perez Decl., # 17 Exhibit Ex. Q-Navarro Decl., # 18 Exhibit Ex. R-Imm. Ct. Prac. Manual, # 19 Exhibit Ex. S-DHS ICE FY 2018 Budget Overview)(Markowitz, Peter) Modified on 12/21/2018 (db). (Entered: 12/05/2018) |
| 12/05/2018 | 54 | CERTIFICATE OF SERVICE of Summons and Petition for Writ of Habeas Corpus. Carl E. DuBois served on 12/4/2018, answer due 12/26/2018. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 12/05/2018) |
| 12/05/2018 | 55 | ORDER granting 39 Letter Motion for Leave to File Excess Pages. SO ORDERED. (Signed by Judge Alison J. Nathan on 12/5/2018) (cf) (Entered: 12/06/2018) |
| 12/05/2018 | | Set/Reset Deadlines: Replies due by 1/15/2019. (cf) (Entered: 12/06/2018) |
| 12/10/2018 | 57 | NOTICE OF APPEARANCE by Lindsay Cotten Nash on behalf of Uriel Vazquez Perez. (Nash, Lindsay) (Entered: 12/10/2018) |
| 12/13/2018 | 58 | AFFIDAVIT OF SERVICE of Summons and Petition for Writ of Habeas Corpus served. Service was made by MAIL. Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit Summonses, # 2 Exhibit Class Petition for Writ of Habeas Corpus and Class Complaint for Declaratory and Injunctive Relief, # 3 Exhibit Electronic Case Filing Rules and Instructions, # 4 Exhibit Individual Rules of the Honorable Alison J. Nathan)(Pearce, Jacqueline) (Entered: 12/13/2018) |
| 12/20/2018 | 59 | DECLARATION of Alberto A. Casadevall (CORRECTED) in Support re: 50 MOTION for Preliminary Injunction .. Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit Ex. A-Saenz Decl., # 2 Exhibit Ex. B-Redman Decl., # 3 Exhibit Ex. C-Burr Decl., # 4 Exhibit Ex. D-Vera Eval., # 5 Exhibit Ex. E-Michel Decl., # 6 Exhibit Ex. F-Busse Decl., # 7 Exhibit Ex. G-Hausman Decl., |

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| | | # 8 Exhibit Ex. H-Alzate Decl., # 9 Exhibit Ex. I-Nembhard Decl., # 10 Exhibit Ex. J-Quarey Decl. (CORRECTED), # 11 Exhibit Ex. K-IJ Benchbook, # 12 Exhibit Ex. L-Form I-200, # 13 Exhibit Ex. M-NTA, # 14 Exhibit Ex. N-Form I-286, # 15 Exhibit Ex. O-Rosenberg Article, # 16 Exhibit Ex. P-Vazquez Perez Decl., # 17 Exhibit Ex. Q-Navarro Decl., # 18 Exhibit Ex. R-Imm. Ct. Prac. Manual, # 19 Exhibit Ex. S-DHS ICE FY 2018 Budget Overview)(Pearce, Jacqueline) (Entered: 12/20/2018) |
| 12/27/2018 | 60 | STANDING ORDER M10-468: The United States Attorney's Office shall notify the Court immediately upon the restoration of Department of Justice funding. (As further set forth in this Order.) (Signed by Judge Colleen McMahon on 12/27/2018) (rjm) (Entered: 01/02/2019) |
| 12/27/2018 | | Case Stayed (rro) (Entered: 01/14/2019) |
| 01/10/2019 | 61 | FILING ERROR - WRONG EVENT TYPE SELECTED FROM MENU - FIRST MOTION to Lift Stay of Proceedings . Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit DOJ FY 2019 Contingency Plan, # 2 Exhibit Martinez-Sanchez v. Nielsen Order, # 3 Exhibit Reyes v. Bonnar Order, # 4 Exhibit Garcia Ramirez v. U.S. Immigration and Custom Enforcement Order, # 5 Exhibit Da Silva v. Nielsen Order, # 6 Exhibit Lucas R. v. Azar Order, # 7 Exhibit DHS Procedures Relating to a Lapse in Appropriations)(Nash, Lindsay) Modified on 1/31/2019 (db). (Entered: 01/10/2019) |
| 01/10/2019 | 62 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated January 10, 2019 re: The government's opposition to the petitioner's letter motion to lift the stay (Dkt. No. 61). Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 01/10/2019) |
| 01/11/2019 | 63 | REPLY to Response to Motion re: 61 FIRST MOTION to Lift Stay of Proceedings . . Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit Dembele v. Decker Order)(Nash, Lindsay) (Entered: 01/11/2019) |
| 01/15/2019 | 64 | ORDER: On January 10, 2019, Petitioner asked the Court to lift the stay and order the briefing on the preliminary injunction motion to proceed. Dkt. No. 61. Respondents oppose this request. Dkt. No. 62. Having considered the parties' filings and the subject matter of this action, the Court concludes that a stay of indefinite duration is unwarranted. Petitioner's motion to lift the stay is hereby granted. Respondent's opposition to Petitioner's motion for a preliminary injunction is due on |

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| | | or before January 28, 2019, and Respondent's reply is due on or before February 6, 2019. (Signed by Judge Alison J. Nathan on 1/14/2019) (mro) (Entered: 01/15/2019) |
| 01/15/2019 | | Set/Reset Deadlines: Responses due by 1/28/2019 Replies due by 2/6/2019. (mro) (Entered: 01/15/2019) |
| 01/24/2019 | 65 | LETTER MOTION for Leave to File Excess Pages addressed to Judge Alison J. Nathan from Brandon M. Waterman dated January 24, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 01/24/2019) |
| 01/25/2019 | 66 | ORDER granting 65 Letter Motion for Leave to File Excess Pages. SO ORDERED. (Signed by Judge Alison J. Nathan on 1/25/2019) (cf) (Entered: 01/25/2019) |
| 01/28/2019 | 67 | DECLARATION of ACIJ Daniel Daugherty in Opposition re: 50 MOTION for Preliminary Injunction .. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 Exhibit NYIFUP Letter)(Waterman, Brandon) (Entered: 01/28/2019) |
| 01/28/2019 | 68 | DECLARATION of Benjamin McDowell in Opposition re: 50 MOTION for Preliminary Injunction .. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 01/28/2019) |
| 01/28/2019 | 69 | DECLARATION of AFOD Yvette A. Tay-Taylor in Opposition re: 50 MOTION for Preliminary Injunction .. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 01/28/2019) |
| 01/28/2019 | 70 | DECLARATION of SDDO Waveney P. Boyd in Opposition re: 50 MOTION for Preliminary Injunction .. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, |

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| | | James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 01/28/2019) |
| 01/29/2019 | 71 | MEMORANDUM OF LAW in Opposition re: 50 MOTION for Preliminary Injunction . . Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 01/29/2019) |
| 01/29/2019 | 72 | CONSENT LETTER MOTION for Extension of Time to File Response/Reply addressed to Judge Alison J. Nathan from Brandon M. Waterman dated January 29, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 01/29/2019) |
| 01/31/2019 | 73 | ORDER granting 72 Letter Motion for Extension of Time to File Response/Reply re 50 MOTION for Preliminary Injunction . So Ordered. (Replies due by 2/7/2019.) (Signed by Judge Alison J. Nathan on 1/30/19) (yv) Modified on 8/13/2019 (yv). (Entered: 01/31/2019) |
| 02/06/2019 | 74 | NOTICE OF APPEARANCE by Hannah Robbins on behalf of Uriel Vazquez Perez. (Robbins, Hannah) (Entered: 02/06/2019) |
| 02/07/2019 | 75 | REPLY MEMORANDUM OF LAW in Support re: 50 MOTION for Preliminary Injunction . . Document filed by Uriel Vazquez Perez. (Nash, Lindsay) (Entered: 02/07/2019) |
| 02/07/2019 | 76 | DECLARATION of Kathleen Wahl in Support re: 50 MOTION for Preliminary Injunction .. Document filed by Uriel Vazquez Perez. (Attachments: # 1 Ex. A-Saenz Decl., # 2 Ex. B-van Hemmen)(Nash, Lindsay) (Entered: 02/07/2019) |
| 02/12/2019 | 77 | ORDER re: 50 MOTION for Preliminary Injunction . filed by Uriel Vazquez Perez. A hearing in the above-referenced action is hereby scheduled for March 6, 2019 at 3 :30 p.m. On or before February 20, 2019, the parties shall inform the Court whether either is seeking an evidentiary hearing on Petitioner's motion for a preliminary injunction, or whether they prefer to hold oral argument on the papers during that time. In addition, in its opposition to Petitioner's request to lift the stay of this matter, the Government informed the Court that Petitioner has received a hearing and been released on bond. See Dkt. No. 62; see also |

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| | | Dkt. No. 71, at 37 n. 15 (Government suggesting in opposition that Petitioner's claims are moot). On or before February 20, 2019, the Government shall inform the Court whether it takes the position that Petitioner's claims are moot. If the Government does intend to argue mootness, it shall provide support for its position at that time. Petitioner's response, if necessary, shall be due by February 27, 2019. SO ORDERED. (Status Conference set for 3/6/2019 at 03:30 PM before Judge Alison J. Nathan.) (Signed by Judge Alison J. Nathan on 2/12/2019) (kv) (Entered: 02/12/2019) |
| 02/13/2019 | 78 | MOTION for Paige Parker Austin to Withdraw as Attorney <i>For Petitioner-Plaintiff</i> . Document filed by Uriel Vazquez Perez. (Attachments: # 1 Text of Proposed Order Granting Motion to Withdraw as Attorney for Petitioner-Plaintiff)(Austin, Paige) (Entered: 02/13/2019) |
| 02/15/2019 | 79 | ORDER GRANTING MOTION TO WITHDRAW AS ATTORNEY FOR PETITIONER-PLAINTIFF granting 78 Motion to Withdraw as Attorney: Paige Austin seeks leave to withdraw as attorney for the plaintiff-petitioner in this matter. As attorneys from the New York Civil Liberties Union, the Cardozo Immigration Justice Clinic, and The Bronx Defenders will continue to represent the petitioner-plaintiff in this matter, this Court concludes that the motion be granted. (Attorney Paige Austin terminated.) (Signed by Judge Alison J. Nathan on 2/14/2019) (jwh) (Entered: 02/15/2019) |
| 02/19/2019 | 80 | CONSENT LETTER MOTION for Extension of Time <i>of the deadlines in the Court's Order of February 12, 2019 (Doc. No. 77)</i> addressed to Judge Alison J. Nathan from Brandon M. Waterman dated February 19, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 02/19/2019) |
| 02/20/2019 | 81 | LETTER addressed to Judge Alison J. Nathan from Lindsay Nash dated 02/20/2019 re: February 12, 2019 Order. Document filed by Uriel Vazquez Perez.(Nash, Lindsay) (Entered: 02/20/2019) |
| 02/21/2019 | 82 | ORDER granting 80 Letter Motion for Extension of Time. The extension request is hereby granted. The parties shall submit the filings requested in the Court's February 12, 2019 Order no later than February 27, 2019. Any response by Petitioner is due March 6, 2019. The conference is hereby adjourned to March 14, 2019, at 11 a.m. SO ORDERED. (Signed by Judge Alison J. Nathan on 2/20/2019) (kv) (Entered: 02/21/2019) |

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| 02/21/2019 | | Set/Reset Hearings: Status Conference set for 3/14/2019 at 11:00 AM before Judge Alison J. Nathan. (kv) (Entered: 02/21/2019) |
| 02/27/2019 | 83 | LETTER addressed to Judge Alison J. Nathan from Lindsay Nash dated 02/27/2019 re: Orders of February 12 and 21, 2019. Document filed by Uriel Vazquez Perez.(Nash, Lindsay) (Entered: 02/27/2019) |
| 02/27/2019 | 84 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated February 27, 2019 re: The government's response to the Court's Order of February 12, 2019 (Doc. No. 77). Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 02/27/2019) |
| 02/27/2019 | 85 | CONSENT LETTER MOTION for Leave to File Three Supplemental Declarations addressed to Judge Alison J. Nathan from Brandon M. Waterman dated February 27, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 Supplemental Declartion of ACIJ Shiela McNulty, # 2 Supplemental Declaration of Benjamin McDowell, # 3 Supplemental Declaration of AFOD Yvette A. Taylor)(Waterman, Brandon) (Entered: 02/27/2019) |
| 03/06/2019 | 86 | ORDER granting 85 Letter Motion for Leave to File Document. The Government's request to file the supplemental declarations is hereby granted. Plaintiff may file a response no later than March 8, 2019. SO ORDERED. (Signed by Judge Alison J. Nathan on 3/6/2019) (kv) (Entered: 03/06/2019) |
| 03/06/2019 | 87 | DECLARATION of ACIJ Shiela McNulty providing factual update to Declaration of ACIJ Daniel Daugherty (Doc. No. 67) in Opposition re: 50 MOTION for Preliminary Injunction .. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 03/06/2019) |
| 03/06/2019 | 88 | DECLARATION of Benjamin McDowell providing factual update to Declaration of Benjamin McDowell (Doc. No. 68) in Opposition re: 50 MOTION for Preliminary Injunction .. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of |

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| | | Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 03/06/2019) |
| 03/06/2019 | 89 | DECLARATION of AFOD Yvette A. Tay-Taylor providing factual update to Declaration of AFOD Yvette A. Tay-Taylor (Doc. No. 69) in Opposition re: 50 MOTION for Preliminary Injunction .. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 03/06/2019) |
| 03/12/2019 | 90 | LETTER MOTION to Adjourn Conference / <i>Adjourn Oral Argument Until A Date Late Next Week</i> addressed to Judge Alison J. Nathan from Brandon M. Waterman dated March 12, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 03/12/2019) |
| 03/12/2019 | 91 | ORDER granting 90 Letter Motion to Adjourn Conference. Oral argument in this matter is hereby adjourned to April 5, 2019, at 9:30 a.m. SO ORDERED. Oral Argument set for 4/5/2019 at 09:30 AM before Judge Alison J. Nathan. (Signed by Judge Alison J. Nathan on 3/12/2019) (kv) (Entered: 03/12/2019) |
| 04/03/2019 | 92 | CONSENT LETTER MOTION for Extension of Time to File Answer / <i>Hold the Government's Deadline to Respond to the Petition Until After the Court Rules on the Petitioner's Motion for a Preliminary Injunction</i> addressed to Judge Alison J. Nathan from Brandon M. Waterman dated April 3, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 04/03/2019) |
| 04/03/2019 | 93 | ORDER: Due to the Court's calendar, oral argument in this matter is hereby adjourned to April 8, 2019, at 1 :00 p.m. SO ORDERED. Oral Argument set for 4/8/2019 at 01:00 PM before Judge Alison J. Nathan. (Signed by Judge Alison J. Nathan on 4/3/2019) (kv) (Entered: 04/04/2019) |
| 04/08/2019 | 94 | ORDER granting 92 CONSENT LETTER MOTION for Extension of Time to File Answer / <i>Hold the Government's Deadline to Respond to the Petition Until After the Court Rules on the Petitioner's Motion for a</i> |

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| | | Preliminary Injunction. SO ORDERED. (Signed by Judge Alison J. Nathan on 4/5/2019) (jca) (Entered: 04/08/2019) |
| 04/08/2019 | | Minute Entry for proceedings held before Judge Alison J. Nathan. Oral Argument held. Decision reserved. See transcript for complete details. (Court Reporter Lisa Picciano Fellis) (qs) (Entered: 04/08/2019) |
| 04/22/2019 | 95 | JOINT LETTER MOTION for Extension of Time <i>to Permit the Parties Additional Time to Confer</i> addressed to Judge Alison J. Nathan from Brandon M. Waterman dated April 22, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 04/22/2019) |
| 04/23/2019 | 96 | TRANSCRIPT of Proceedings re: CONFERENCE held on 4/8/2019 before Judge Alison J. Nathan. Court Reporter/Transcriber: Lisa Picciano Franko, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/14/2019. Redacted Transcript Deadline set for 5/24/2019. Release of Transcript Restriction set for 7/22/2019.(McGuirk, Kelly) (Entered: 04/23/2019) |
| 04/23/2019 | 97 | NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 4/8/19 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...(McGuirk, Kelly) (Entered: 04/23/2019) |
| 04/24/2019 | 98 | ORDER granting 95 JOINT LETTER MOTION for Extension of Time to Permit the Parties Additional Time to Confer. SO ORDERED. (Signed by Judge Alison J. Nathan on 4/24/2019) (jca) (Entered: 04/24/2019) |
| 04/25/2019 | 99 | JOINT LETTER MOTION for Extension of Time <i>to Permit the Parties Additional Time to Confer</i> addressed to Judge Alison J. Nathan from Brandon M. Waterman dated April 25, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 04/25/2019) |

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| 04/30/2019 | 100 | ORDER granting 99 Letter Motion for Extension of Time. SO ORDERED. (Signed by Judge Alison J. Nathan on 4/30/2019) (anc) (Entered: 04/30/2019) |
| 05/01/2019 | 101 | JOINT LETTER addressed to Judge Alison J. Nathan from Jacqueline Pearce dated 5/1/2019 re: Proposed Supplemental Briefing Schedule. Document filed by Uriel Vazquez Perez.(Pearce, Jacqueline) (Entered: 05/01/2019) |
| 05/06/2019 | 102 | MEMO ENDORSEMENT on re: 101 Letter filed by Uriel Vazquez Perez. ENDORSEMENT: SO ORDERED. (Signed by Judge Alison J. Nathan on 5/3/2019) (Motions due by 5/17/2019., Responses due by 6/3/2019, Replies due by 6/10/2019.) (ks) (Entered: 05/06/2019) |
| 05/17/2019 | 103 | CONSENT MOTION for Extension of Time <i>to Serve Respondent Carl E. DuBois Nunc Pro Tunc</i> . Document filed by Uriel Vazquez Perez.(Pearce, Jacqueline) (Entered: 05/17/2019) |
| 05/17/2019 | 104 | MEMORANDUM OF LAW in Support re: 103 CONSENT MOTION for Extension of Time <i>to Serve Respondent Carl E. DuBois Nunc Pro Tunc</i> . . Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 05/17/2019) |
| 05/17/2019 | 105 | DECLARATION of Jacqueline Pearce in Support re: 103 CONSENT MOTION for Extension of Time <i>to Serve Respondent Carl E. DuBois Nunc Pro Tunc</i> .. Document filed by Uriel Vazquez Perez. (Attachments: # 1 USPS Domestic Return Receipt, # 2 USPS Confirmation of Delivery, # 3 USPS Certified Mailing Receipt, # 4 Cover Letter Mailed to Respondent DuBois)(Pearce, Jacqueline) (Entered: 05/17/2019) |
| 05/17/2019 | 106 | PROPOSED ORDER. Document filed by Uriel Vazquez Perez. Related Document Number: 103 . (Pearce, Jacqueline) Proposed Order to be reviewed by Clerk's Office staff. (Entered: 05/17/2019) |
| 05/17/2019 | | ***NOTICE TO COURT REGARDING PROPOSED ORDER. Document No. 106 Proposed Order was reviewed and approved as to form. (km) (Entered: 05/17/2019) |
| 05/17/2019 | 107 | SUPPLEMENTAL MEMORANDUM OF LAW in Support re: 50 MOTION for Preliminary Injunction . . Document filed by Uriel Vazquez Perez. (Hodgson, Robert) (Entered: 05/17/2019) |
| 05/21/2019 | 108 | ORDER granting 103 Letter Motion for Extension of Time. IT IS HEREBY ORDERED that Petitioner's Consent Motion to Extend Time to Serve Respondent Carl E. Dubois Nurre Pro Tune is GRANTED; and IT IS FURTHER ORDERED that the time period for service of the summons and complaint is extended 60 days from the date of this order. SO ORDERED. (Signed by Judge Alison J. Nathan on 5/21/2019) (kv) (Entered: 05/21/2019) |

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| 05/30/2019 | 109 | LETTER MOTION for Extension of Time to File Response/Reply as to 102 Memo Endorsement, Set Deadlines addressed to Judge Alison J. Nathan from Brandon M. Waterman dated May 30, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 05/30/2019) |
| 06/03/2019 | 110 | ORDER granting 109 Letter Motion for Extension of Time to File Response/Reply. The deadline for the Government to file its supplemental brief is hereby adjourned to June 7, 2019. Petitioner's reply brief shall be filed on or before June 25, 2019. The Government shall provide the Court with updated data on presentment times by no later than June 14, 2019. SO ORDERED. Responses due by 6/7/2019 Replies due by 6/25/2019. (Signed by Judge Alison J. Nathan on 5/31/2019) (kv) (Entered: 06/03/2019) |
| 06/07/2019 | 111 | SUPPLEMENTAL MEMORANDUM OF LAW in Opposition re: 50 MOTION for Preliminary Injunction . . Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 06/07/2019) |
| 06/12/2019 | 112 | LETTER MOTION for Extension of Time to File <i>Updated Data</i> addressed to Judge Alison J. Nathan from Brandon M. Waterman dated June 12, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 06/12/2019) |
| 06/13/2019 | 113 | SUPPLEMENTAL LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated June 13, 2019 re: Plaintiff's position on the government's extension request. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 06/13/2019) |
| 06/14/2019 | 114 | ORDER granting 112 Letter Motion for Extension of Time to File. The deadline for the government to file updated data concerning presentment |

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| | | times is hereby extended to June 21, 2019. Plaintiff's deadline to file a supplemental reply brief is extended to July 2, 2019. SO ORDERED. (Signed by Judge Alison J. Nathan on 6/14/2019) (rj) (Entered: 06/14/2019) |
| 06/14/2019 | | Set/Reset Deadlines: Replies due by 7/2/2019. (rj) (Entered: 06/14/2019) |
| 06/18/2019 | 115 | LETTER addressed to Judge Alison J. Nathan from Jacqueline Pearce dated 6/18/2019 re: Notice of Supplemental Authority. Document filed by Uriel Vazquez Perez. (Attachments: # 1 Ex. A- Cancino v. McAleenan, et al)(Pearce, Jacqueline) (Entered: 06/18/2019) |
| 06/21/2019 | 116 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated June 21, 2019 re: The government's updated data and supplemental agency declarations. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 Second Supplemental Declaration of AFOD Yvette Tay-Taylor, # 2 Declaration of Court Administrator David Norkin, # 3 Supplemental Declaration of Benjamin McDowell, # 4 Declaration of Daniel Cicchini)(Waterman, Brandon) (Entered: 06/21/2019) |
| 07/02/2019 | 117 | SUPPLEMENTAL REPLY MEMORANDUM OF LAW in Support re: 50 MOTION for Preliminary Injunction . . Document filed by Uriel Vazquez Perez. (Attachments: # 1 Exhibit Exhibit A: Copy of Decision in ARROYO v. DHS, 19-cv-815 (C.D. Cal. June 20, 2019))(Hodgson, Robert) (Entered: 07/02/2019) |
| 07/18/2019 | 118 | MOTION for Johanna Beth Steinberg to Withdraw as Attorney . Document filed by Uriel Vazquez Perez.(Steinberg, Johanna) (Entered: 07/18/2019) |
| 07/22/2019 | 119 | AFFIDAVIT OF SERVICE of Summons and Petition for Writ of Habeas Corpus. Carl E. DuBois served on 7/10/2019, answer due 7/31/2019. Service was accepted by Langdon C. Chapman, County Attorney of Orange County. Document filed by Uriel Vazquez Perez. (Pearce, Jacqueline) (Entered: 07/22/2019) |
| 07/24/2019 | 120 | MEMO ENDORSEMENT: granting 118 Motion to Withdraw as Attorney. ENDORSEMENT: SO ORDERED. Attorney Johanna Beth Steinberg terminated. (Signed by Judge Alison J. Nathan on 7/24/2019) (kv) Modified on 9/30/2019 (kv). (Entered: 07/24/2019) |
| 07/25/2019 | 121 | MOTION for Jacqueline Pearce to Withdraw as Attorney . Document filed by Uriel Vazquez Perez.(Pearce, Jacqueline) (Entered: 07/25/2019) |

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| 07/30/2019 | 122 | MEMO ENDORSEMENT granting 121 Motion to Withdraw as Attorney. ENDORSEMENT: Jacqueline Pearce, undersigned counsel, respectfully moves to withdraw as counsel for the petitioner-plaintiff in the above-captioned matter. After July 29, 2019, I will no longer be associated with the Kathryn O. Greenberg Immigration Justice Clinic at Cardozo School of Law ("the Clinic"). Attorneys from the Clinic, The Bronx Defenders, and the New York Civil Liberties Union will continue to serve as counsel of record for petitioner-plaintiff and, therefore, withdrawal can be accomplished without material adverse effect on the interests of petitioner plaintiff if this motion is granted. I am not asserting a retaining or charging lien. SO ORDERED. Attorney Jacqueline Pearce terminated (Signed by Judge Alison J. Nathan on 7/29/2019) (kv) . Modified on 10/3/2019 (kv). (Entered: 07/30/2019) |
| 09/04/2019 | 123 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated September 4, 2019 re: The government's submission of updated data and supplemental agency declarations. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 Third Supplemental Declaration of AFOD Yvette Tay-Taylor, # 2 Supplemental Declaration of Benjamin McDowell, # 3 Supplemental Declaration of Daniel Cicchini)(Waterman, Brandon) (Entered: 09/04/2019) |
| 09/30/2019 | 124 | OPINION & ORDER re: 3 MOTION to Certify Class filed by Uriel Vazquez Perez, 50 MOTION for Preliminary Injunction filed by Uriel Vazquez Perez. For the reasons articulated above, Vazquez Perez's motion for preliminary injunctive or declaratory relief is DENIED. Respondents are ORDERED to notify the Court if any individuals have waited longer than 17 days between the filing of the NT A and the initial master calendar hearing. Respondents are also ORDERED to continue to provide monthly updates on data regarding median wait times between arrest and scheduling of initial master calendar hearings. The parties are ORDERED to meet and confer as to what proposed additional procedural steps are necessary, if any, before the Court can rule on the request for a final declaratory judgment. Within one week of the date of this Opinion and Order, the parties shall submit a joint letter with their proposal. If no agreement is reached, the parties should each provide their respective proposals. The parties shall also continue to discuss settlement during their meet and confer. (Signed by Judge Alison J. Nathan on 9/30/2019) (mro) (Entered: 10/01/2019) |
| 10/04/2019 | 125 | JOINT LETTER MOTION for Extension of Time addressed to Judge Alison J. Nathan from Brandon M. Waterman dated October 4, 2019. Document filed by Thomas Decker, Carl E. DuBois, Executive Office |

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| | | For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 10/04/2019) |
| 10/07/2019 | 126 | ORDER granting 125 Letter Motion for Extension of Time. SO ORDERED. (Signed by Judge Alison J. Nathan on 10/7/2019) (kv) (Entered: 10/07/2019) |
| 10/15/2019 | 127 | LETTER addressed to Judge Alison J. Nathan from Petitioner-Plaintiff and Respondents-Defendants dated 10/15/2019 re: in response to the Court's September 30, 2019 Order. Document filed by Uriel Vazquez Perez.(Markowitz, Peter) (Entered: 10/15/2019) |
| 10/17/2019 | 128 | MEMO ENDORSEMENT on re: 127 Letter filed by Uriel Vazquez Perez. ENDORSEMENT: SO ORDERED. (Signed by Judge Alison J. Nathan on 10/16/2019) (kv) (Entered: 10/17/2019) |
| 10/22/2019 | 129 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated October 22, 2019 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 Declaration of AFOD Hector Medina, # 2 2d Supplemental Declaration of Daniel Cicchini)(Waterman, Brandon) (Entered: 10/22/2019) |
| 10/29/2019 | 130 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated October 29, 2019 re: The government's submission of a supplemental EOIR declaration to clarify the August 28, 2019 declaration of Daniel Cicchini. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 3d Supplemental Declaration of Daniel Cicchini)(Waterman, Brandon) (Entered: 10/29/2019) |
| 10/31/2019 | 131 | NOTICE OF APPEARANCE by Mauricio Eduardo Norona on behalf of Uriel Vazquez Perez. (Norona, Mauricio) (Entered: 10/31/2019) |
| 11/01/2019 | 132 | MOTION for Summary Judgment . Document filed by Uriel Vazquez Perez.(Markowitz, Peter) (Entered: 11/01/2019) |

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| 11/01/2019 | 133 | MEMORANDUM OF LAW in Support re: 132 MOTION for Summary Judgment . . Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/01/2019) |
| 11/01/2019 | 134 | DECLARATION of Sarah Deri Oshiro in Support re: 132 MOTION for Summary Judgment .. Document filed by Uriel Vazquez Perez. (Markowitz, Peter) (Entered: 11/01/2019) |
| 11/01/2019 | 135 | SUPPLEMENTAL MEMORANDUM OF LAW <i>in Opposition to the Plaintiff's Motion for Summary Judgment and in Support of the Defendants' Cross-Motion for Summary Judgment</i> . Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Waterman, Brandon) (Entered: 11/01/2019) |
| 11/04/2019 | 136 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated November 4, 2019 re: Correction to sentence in the government's supplemental brief (ECF No. 135). Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 11/04/2019) |
| 11/15/2019 | 137 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated November 15, 2019 re: The government's submission of data, in compliance with ECF Nos. 124 & 128, and submission of a supplemental EOIR declaration. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 Supplemental Declaration of AFOD Hector Medina, # 2 4th Supplemental Declaration of Daniel Cicchini, # 3 Supplemental Declaration of ACIJ Sheila McNulty)(Waterman, Brandon) (Entered: 11/15/2019) |
| 12/13/2019 | 138 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated December 13, 2019 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 2nd Supplemental Declaration of AFOD |

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| | | Hector Medina, # 2 5th Supplemental Declaration of Daniel Cicchini)(Waterman, Brandon) (Entered: 12/13/2019) |
| 12/20/2019 | 139 | LETTER addressed to Judge Alison J. Nathan from Mauricio Norona dated 12/20/2019 re: Letter Seeking Order to Show Cause on Respondents-Defendants Failure to Comply with the Courts Order on Reporting. Document filed by Uriel Vazquez Perez.(Norona, Mauricio) (Entered: 12/20/2019) |
| 12/31/2019 | 140 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated December 31, 2019 re: The government's notification of two individuals with initial hearings occurring more than 17 days after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 12/31/2019) |
| 01/10/2020 | 141 | MEMO ENDORSEMENT on re: 139 Letter, filed by Uriel Vazquez Perez. ENDORSEMENT: Respondents-Defendants shall respond to Plaintiff's December 20, 2019 letter by January 15, 2020. SO ORDERED. (Signed by Judge Alison J. Nathan on 1/9/2020) (kv) (Entered: 01/10/2020) |
| 01/15/2020 | 142 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated January 15, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 3rd Supplemental Declaration of AFOD Hector Medina, # 2 6th Supplemental Declaration of Daniel Cicchini)(Waterman, Brandon) (Entered: 01/15/2020) |
| 01/15/2020 | 143 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated January 15, 2020 re: The government's response to the plaintiff's December 20, 2019 letter (ECF No. 139). Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 7th Supplemental Declaration of Daniel Cicchini)(Waterman, Brandon) (Entered: 01/15/2020) |

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| 01/17/2020 | 144 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated January 17, 2020 re: The government's notification of one individual with an initial hearing occurring more than 17 days after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker.(Waterman, Brandon) (Entered: 01/17/2020) |
| 02/10/2020 | 145 | LETTER addressed to Judge Alison J. Nathan from Peter Markowitz dated 2/10/2020 re: 90-day letter pursuant to Hon. Alison Nathan's Individual Rules of Civil Practice, 1H. Document filed by Uriel Vazquez Perez..(Markowitz, Peter) (Entered: 02/10/2020) |
| 02/10/2020 | 146 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated February 10, 2020 re: The government's notification of two individuals with initial hearings occurring more than 17 days after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker..(Waterman, Brandon) (Entered: 02/10/2020) |
| 02/14/2020 | 147 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated February 14, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 4th Supplemental Declaration of AFOD Hector Medina, # 2 8th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 02/14/2020) |
| 03/12/2020 | 148 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated March 12, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 5th Supplemental Declaration of AFOD |

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| | | Hector Medina, # 2 9th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 03/12/2020) |
| 04/15/2020 | 149 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated April 15, 2020 re: The government's submission of data, as well as notification of individuals with initial hearings occurring more than 17 days after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 6th Supplemental Declaration of AFOD Hector Medina, # 2 10th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 04/15/2020) |
| 04/24/2020 | 150 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated April 24, 2020 re: The government's notification of two individuals with an initial hearing occurring more than 17 days after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker..(Waterman, Brandon) (Entered: 04/24/2020) |
| 04/29/2020 | 151 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated April 29, 2020 re: The government's notification of eleven individuals who have not received or did not receive an initial master calendar hearing after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker..(Waterman, Brandon) (Entered: 04/29/2020) |
| 05/01/2020 | 152 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated May 1, 2020 re: The government's notification of one individual who did not receive an initial master calendar hearing within 17 days after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs |

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| | | Enforcement, Ronald D. Vitiello, Matthew G. Whitaker..(Waterman, Brandon) (Entered: 05/01/2020) |
| 05/15/2020 | 153 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated May 15, 2015 re: The government's submission of data, as well as notification of individuals with initial hearings occurring more than 17 days after the filing of the NTA, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 7th Supplemental Declaration of AFOD Hector Medina, # 2 11th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 05/15/2020) |
| 06/15/2020 | 154 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated June 15, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128.. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 8th Supplemental Declaration of AFOD Hector Medina, # 2 12th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 06/15/2020) |
| 07/16/2020 | 155 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated July 15, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 9th Supplemental Declaration of AFOD Hector Medina, # 2 13th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 07/16/2020) |
| 08/14/2020 | 156 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated August 14, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128.. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 10th Supplemental Declaration of AFOD |

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| | | Hector Medina, # 2 14th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 08/14/2020) |
| 09/15/2020 | 157 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated September 15, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 11th Supplemental Declaration of AFOD Hector Medina, # 2 15th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 09/15/2020) |
| 10/15/2020 | 158 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated October 15, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 12th Supplemental Declaration of AFOD Hector Medina, # 2 16th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 10/15/2020) |
| 11/14/2020 | 159 | LETTER addressed to Judge Alison J. Nathan from Brandon M. Waterman dated November 14, 2020 re: The government's submission of data, in compliance with ECF Nos. 124 & 128. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G. Whitaker. (Attachments: # 1 Declaration of Acting AFOD Judith Almodovar, # 2 17th Supplemental Declaration of Daniel Cicchini).(Waterman, Brandon) (Entered: 11/14/2020) |
| 11/30/2020 | 160 | OPINION & ORDER re: 132 MOTION for Summary Judgment . filed by Uriel Vazquez Perez. Vazquez Perez has satisfied the requirements of Rules 23(a) and (b), and thus certification of a class is appropriate here. Accordingly, the Court GRANTS Vazquez Perez's unopposed class certification motion and certifies the Rule 23(b)(2) class comprised of all individuals who have been, or will be, arrested by ICE's New York Field Office and detained under Section 1226 of Title 8 of the United States Code for removal proceedings before an Immigration Judge and who have not been provided an initial hearing before an Immigration Judge. Vazquez Perez's motion for summary judgment is GRANTED IN PART and DENIED IN PART. The Court DECLARES that the Due Process |

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| | | <p>Clause of the Fifth Amendment requires that initial master calendar hearings for any class member be held within 10 days of an individual's arrest by ICE. The Governments cross-motion for summary judgment is GRANTED as to the substantive due process and Administrative Procedure Act claims. This resolves Dkt. No. 132. The Clerk of Court is respectfully directed to enter judgment and close this case. (As further set forth in this Order.) (Signed by Judge Alison J. Nathan on 11/30/2020) (cf) Transmission to Orders and Judgments Clerk for processing. (Entered: 11/30/2020)</p> |
| 11/30/2020 | 161 | <p>CLERK'S JUDGMENT re: 160 Memorandum & Opinion. in favor of Executive Office For Immigration Review, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Carl E. DuBois, James McHenry, Kirstjen Nielsen, Matthew G. Whitaker, Ronald D. Vitiello, Thomas Decker, against Uriel Vasquez; in favor of Uriel Vasquez against Executive Office For Immigration Review, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Carl E. DuBois, James McHenry, Kirstjen Nielsen, Matthew G. Whitaker, Ronald D. Vitiello, Thomas Decker. It is hereby ORDERED, ADJUDGED AND DECREED: That for the reasons stated in the Court's Opinion and Order dated November 30, 2020, Vazquez Perez has satisfied the requirements of Rules 23(a) and (b), and thus certification of a class is appropriate here. Accordingly, the Court GRANTS Vazquez Perez's unopposed class certification motion and certifies the Rule 23(b)(2) class comprised of all individuals who have been, or will be, arrested by ICE's New York Field Office and detained; under Section 1226 of Title 8 of the United States Code for removal proceedings before an Immigration Judge and who have not been provided an initial hearing before an Immigration Judge. Vazquez Perez's motion for summary judgment is GRANTED IN PART and DENIED IN PART. The Court DECLARES that the Due Process Clause of the Fifth Amendment requires that initial master calendar hearings for any class member be held within 10 days of an individual's arrest by ICE. The Government's cross-motion for summary judgment is GRANTED as to the substantive due process and Administrative Procedure Act claims, and this case is closed. (Signed by Clerk of Court Ruby Krajick on 11/30/2020) (Attachments: # 1 Notice of Right to Appeal) (dt) (Entered: 11/30/2020)</p> |
| 01/29/2021 | 162 | <p>NOTICE OF APPEAL from 161 Clerk's Judgment,,,,,,. Document filed by Thomas Decker, Carl E. DuBois, Executive Office For Immigration Review, James McHenry, Kirstjen Nielsen, United States Department of Homeland Security, United States Department of Justice, United States Immigration and Customs Enforcement, Ronald D. Vitiello, Matthew G.</p> |

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| | Whitaker. Form C and Form D are due within 14 days to the Court of Appeals, Second Circuit..(Waterman, Brandon) (Entered: 01/29/2021) |
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