

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

LILIAN PAHOLA CALDERON JIMENEZ,
and LUIS GORDILLO, *et al.*,

Individually and on behalf of all others
similarly situated,

Plaintiffs-Petitioners,

v.

KRISTI NOEM¹, *et al.*,

Defendants-Respondents.

No. 18-cv-10225-MLW

PETITIONERS' MOTION TO ENFORCE SETTLEMENT AGREEMENT

Petitioners, on behalf of class member Guilherme Batista Armondes, respectfully move that this Court enforce the Settlement Agreement in this case (ECF No. 654-1) as to Mr. Batista, including by (a) ordering his release from custody; and (b) enjoining further enforcement action against him unless it is based on new evidence that he poses a threat to public safety or national security. Petitioners additionally move that, to aid in its resolution of this dispute and preserve its jurisdiction, this Court order that Mr. Batista not be moved from Massachusetts pending adjudication of this motion. Further, given Mr. Batista's continued detention, Petitioners request that the Court order an expedited briefing schedule for this motion, with Respondents' opposition due on July 29, 2025 and Petitioners' reply memorandum due on August 5, 2025.

Proposed orders are attached hereto as Exhibits A and B.

¹ Secretary of Homeland Security Kristi Noem is automatically substituted for the former officeholder, Alejandro Mayorkas, Fed. R. Civ. P. 25(d).

Respectfully submitted this 22nd day of July, 2025.

Counsel for the Petitioners

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LOCAL RULE 7.1(a)(2) CERTIFICATION

Pursuant to Local Rule 7.1, the undersigned certifies that counsel for Petitioners conferred with counsel for Respondents and attempted in good faith to narrow or resolve the issues that are the subject of this motion to enforce the Settlement Agreement. Specifically, the Parties have followed the Conflict Resolution Procedures outlined by Section VI(C) of the Settlement Agreement but have been unable to resolve their disputes with respect to Mr. Batista.

Dated: July 22, 2025

/s/ Kevin S. Prussia
Kevin S. Prussia (BBO # 666813)