

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SERGIO ALBERTO BARCO MERCADO, on his  
own behalf and on behalf of others similarly situated,

Plaintiff,

v.

KRISTI NOEM, Secretary of the U.S. Department of  
Homeland Security, in her official capacity, et al.,

Defendants.

25 Civ. 6568 (LAK)

**JOINT STIPULATION TO ADJOURN  
MOTION FOR CONTEMPT & SANCTIONS BRIEFING SCHEDULE**

**WHEREAS**, this is the first request for an adjournment on this Motion for Contempt & Sanctions, ECF No. 108, which is made by Plaintiff Sergio Alberto Barco Mercado and the provisionally certified class (“Plaintiffs”) with the consent of Defendants Kristi Noem, Department of Homeland Security, Todd Lyons, Immigration and Customs Enforcement, Marcos Charles, and LaDeon Francis (“Defendants”);

**IT IS HEREBY STIPULATED AND AGREED**, by and between the parties hereto, that the schedule for Plaintiffs’ Reply to Defendants’ Opposition to the Motion for Contempt & Sanctions is adjourned as follows:

Pursuant to the Court’s Rules, the Parties agree to adjourn the Reply Date from **December 12, 2025** as set forth in the Court’s Order, ECF No. 120, to **January 16, 2026**.

**IT IS HEREBY FURTHER STIPULATED AND AGREED**, this Stipulation may be signed in counterparts and that a facsimile and/or e-mail signature on this Stipulation shall have the effect of an original signature.

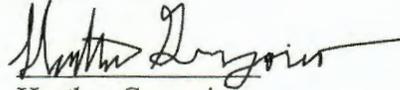
Dated: December 10, 2025  
New York, New York

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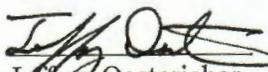
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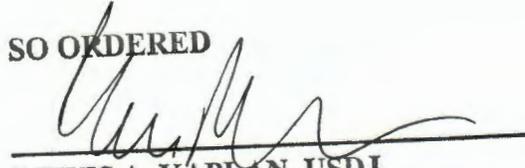
*Attorneys for Plaintiff and the provisionally certified class*



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*Attorney for Defendants*

SO ORDERED



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LEWIS A. KAPLAN, USDJ

12/11/25

**SO ORDERED:**

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HON. LEWIS A. KAPLAN  
United States District Judge

Dated: \_\_\_\_\_