

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

WILFREDO RAMIREZ RIVERO

Petitioner-Plaintiff,

v.

KRISTI NOEM et al.,

Respondents-Defendants.

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Case No. 3:25-cv-01702-D-BK

**MOTION TO WITHDRAW PREVIOUS MOTION FOR PRELIMINARY INJUNCTION
ORDERING RELEASE PENDING FINAL JUDGMENT**

Petitioner-Plaintiff, Mr. Wilfredo Ramirez Rivero filed on July 15, 2025, a Motion for Preliminary Injunction Ordering Release Pending Final Judgment (Doc. 5). Since the submission of the Motion for Preliminary Injunction Ordering Release Pending Final Judgment (Doc. 5), Respondents have released Mr. Ramirez from custody. Given that the relief requested in the aforementioned Motion for Preliminary Injunction was given, the Motion is now moot. *See generally Preiser v. Newkirk*, 422 U.S. 395 (1975). Accordingly, Petitioner-Plaintiff moves this Honorable Court to withdraw the previous Motion for Preliminary Injunction Ordering Release Pending Final Judgment.

Given that Petitioner-Plaintiff is still in removal proceedings, that Mr. Ramirez faces the imminent possibility of detention by Respondents at his next court hearing, and that the Petition

for Writ of Habeas Corpus also requested declaratory relief, Petitioner-Plaintiff is **not** withdrawing his Petition for Writ of Habeas Corpus. Petitioner-Plaintiff will be filing a Reply to Respondents-Defendants' Response in Opposition to Petition for Writ of Habeas Corpus and Motion for Injunction Ordering Release (Doc. 8) within the 21 days allotted by this Honorable Court in its Order to Show Cause (Doc. 4).

For the foregoing reasons, the Court should grant this Motion to Withdraw Previous Motion for Preliminary Injunction Ordering Release Pending Final Judgment.

Respectfully submitted,

/s/ Kenia Garcia

Kenia Garcia, Esq.

Florida Bar No. 102561

Garcia & Qayum Law Group, P.A.

3475 West Flagler Street

Miami, FL 33135

(305) 230-4020 Tel

(305) 503-7370 Fax

Kenia@GQLawGroup.com

Counsel for Petitioner

Dated: July 23, 2025

CERTIFICATE OF SERVICE

I certify that on July 23, 2025, a true and correct copy of this document was mailed to
counsel of record for Respondents-Defendants at:

Ann Cruce-Haag-DOJ
U.S. Attorney's Office
1205 Texas Ave.
7th Floor
Lubbock, TX 79401

Dated this 23rd day of July 2025.

s/Kenia Garcia
Kenia Garcia