U.S. Department of Justice

United States Attorney
Eastern District of New York

610 Federal Plaza
Central Islip, New York 11722

November 10, 2025

By ECF

Honorable Nusrat J. Choudhury
United States District Judge
Eastern District of New York
100 Federal Plaza
Central Islip, New York 11722

Re: *Erika Rodriguez-Acurio v. Judith Almodovar et al.*,
No. 25-cv-6065 (Choudhury, J.)

Dear Judge Choudhury:

This Office represents Respondents in the above-referenced action. The parties jointly respectfully request that the Court amend the Order issued orally at the telephonic conference conducted this afternoon (and memorialized in the Minute Entry entered this evening) that directs U.S. Immigration and Customs Enforcement ("ICE") to transport Petitioner from the detention facility in which she is currently detained, located in the District of New Jersey, to this District, and that ICE release Petitioner immediately upon her transfer to this District.

ICE has informed this Office that it does not have resources sufficient to transport Petitioner from the ICE Contract Detention Facility in Elizabeth, New Jersey (the "Elizabeth Detention Facility"), located in the District of New Jersey, to the Eastern District of New York this evening, but that it can release Petitioner directly from the Elizabeth Detention Facility this evening.

Petitioner's counsel, Reuben Samuel Kerben, Esq., has advised this Office that Petitioner agrees to being released directly from the Elizabeth Detention Facility this evening, and that Petitioner's family has arranged for her to be picked up upon her release.

Accordingly, the parties respectfully jointly request that the Court's Order directing Petitioner's release from ICE custody be amended to permit Petitioner to be released directly from the Elizabeth Detention Facility this evening.

Thank you for the Court's time and consideration of this submission.

Respectfully submitted,

JOSEPH NOCELLA, JR.
United States Attorney

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