

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

LENIN EFRAIN GUALAN ZHUNLAULA,

Petitioner,

v.

25-CV-01205-JLS

JOSEPH FREDEN, in his official capacity as Deputy Field
Office Director, Buffalo Field Office, U.S. Immigration &
Customs Enforcement, et al.,

Respondents.

NOTICE OF MOTION

MOVING PARTY:

Respondents

PLACE:

The Honorable John L. Sinatra, Jr.
United States District Judge
Robert H. Jackson United States Courthouse
2 Niagara Square
Buffalo, New York 14202

RELIEF SOUGHT:

Respondents respectfully move for an Order
dismissing the Petition pursuant to Federal Rule
of Civil Procedure 12(b)(6).

RETURN DATE:

Absent court order, Local Rule of Civil Procedure
12(b)(2)(B) provides that any responding papers be
filed within 14 days of the motion and any reply
field within 7 days of the responding papers.

PAPERS SUBMITTED:

Memorandum of Law

Respondents reserve the right to submit reply papers to any opposition which may be
filed.

Respectfully submitted,

MICHAEL DIGIACOMO
United States Attorney
Western District of New York

BY: /s/ADAM A. KHALIL
Assistant United States Attorney
100 State Street, Suite 500
Rochester, New York 14614
(585) 399-3979
adam.khalil@usdoj.gov

DATED: November 26, 2025
Rochester, New York