

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ROLAND IVONIN,

Petitioner,

v.

25-CV-06673-EAW

PHILIP L. RHONEY, in his official capacity as Acting Deputy
Field Office Director, Buffalo Field Office, U.S. Immigration &
Customs Enforcement, et al.

Respondents.¹

NOTICE OF MOTION

MOVING PARTY:	Respondents
PLACE:	The Honorable Elizabeth A. Wolford Chief United States District Judge Kenneth B. Keating Federal Building 100 State Street Rochester, New York 14614
RELIEF SOUGHT:	Respondents respectfully move for an Order dismissing the Petition pursuant to Federal Rule of Civil Procedure 12(b)(1) and (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 filed within 7 days of the responding papers.
PAPERS SUBMITTED:	Memorandum of Law, Declaration of Deportation Officer Patrick Gawel and accompanying Exhibit A

¹ Philip L. Roney has replaced Joseph Freden as the Acting Deputy Field Office Director in charge of the Buffalo Federal Detention Facility, and is substituted in his place automatically pursuant to Federal Rule of Civil Procedure 25(d).

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
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