

United States District Court
Western District of Texas
El Paso Division

JOSE ENRIQUE OJEDA DUARTE,

Petitioner,

v.

No. EP-26-CV-00089-DCG

WARDEN, et al.,

Respondents.

Federal Respondents' Advisory to the Court

Pursuant to the Court's order issued on April 21, 2026, ECF No. 9, Federal Respondents respectfully provide this update to the Court on efforts to return Petitioner to the United States.

In response to the Court's order that Respondents provide "written notice to the Court of (1) affirmative steps taken to facilitate Petitioner's return to the United States; and (2) any setbacks during that process" every ten days until the Government returns him to the Western District of Texas" [ECF No. 9, at 11], Respondents provide the attached declaration from ICE Deportation Officer Cesar Aguilar. Ex. A. Therein, DO Aguilar details that ICE has submitted a Parole Request for Petitioner and is awaiting the receipt of Petitioner's passport to facilitate Petitioner's return to the United States via ICE Air Charter. *Id.*

Respectfully submitted,

JUSTIN R. SIMMONS
United States Attorney

By: /s/ Sarah Valenzuela
SARAH VALENZUELA
Assistant U.S. Attorney
Texas Bar #24089261
700 E. San Antonio, Suite 200
El Paso, Texas 79901
(915) 534-6884
Sarah.valenzuela2@usdoj.gov
Attorneys for Federal Respondents

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was filed Thursday, April 30, 2026 via CM/ECF, which will cause a copy to be sent to Petitioner's attorney of record.

By: /s/ Sarah Valenzuela
SARAH VALENZUELA
Assistant U.S. Attorney