

United States District Court
Western District of Texas
El Paso Division

Frank Marrero Rivera,
Petitioner,

v.

No. 3:26-CV-00180-DCG

Todd Blanche, Acting U.S. Attorney
General, *et al.*,
Respondents.

Federal Respondents' Status Report to the Court

Federal Respondents file this status report to notify the Court of Petitioner's removal status and respond to the Court's inquiries, per the Court's Order of April 20, 2026. ECF No. 9. In support of this report, Respondents submit the attached declaration from Ricardo J. Hernandez, Supervisory Detention and Deportation Officer, to address the specific inquiries from the Court. *See* Exh. A, Declaration.¹ The Court has inquired:

1. Whether Respondents still anticipate removing Petitioner to Mexico? If yes, whether Mexico has agreed to accept Petitioner, and how long Respondents anticipate that it will take to effect Petitioner's removal to Mexico?

As of March 14, 2026, Petitioner is currently detained with ICE ERO Miami at the Florida Soft Sided Facility. ERO Miami currently is maintaining docket control of Petitioner's case. *See id.* at ¶ 5. Mexico will accept Petitioner as long as he consents to go to Mexico. His removal could be effectuated within 15 days if he complies with removal efforts. *Id.*

¹ Respondents note for the Court that although Petitioner indicated his name in his petition as Frank Marrero Rivera, the agency documents state his name as Frank Rivera-Marrero, all with the same A number as stated in the petition. The declaration attached hereto as Exhibit A states Petitioner's name as Frank Rivera-Marrero and pertains to Petitioner.

2. If no, to which specific country (if any) do Respondents anticipate removing Petitioner, whether that country has agreed to accept Petitioner, and how long do Respondents anticipate that it will take to effectuate Petitioner's removal to that country?

As per current ERO records, no other travel documents have been requested for Petitioner by ERO Miami to any other country, and there is no expected timeline of removal or travel document request. *See id.* at ¶ 6.

3. Has Petitioner thwarted Respondents' removal efforts, and if so, explain with specificity.

Petitioner has thwarted Respondents' removal efforts by not complying with removal to Mexico as part of the Cuba Venezuela Nicaragua Haiti (CVNH) removal agreement. *See id.* at ¶ 7. Mexico is willing to accept the Petitioner as long as he complies willingly with the removal. *Id.* Petitioner has continued to refuse and has failed to comply with the removal to Mexico. *Id.*

Dated: April 23, 2026

Respectfully submitted,

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