IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LUCIANO SOUZA GONCALVES,	:	
	:	
Petitioner,	:	
	:	
v.	:	Case No. 26-cv-0533
	:	
MICHAEL ROSE, *et al.*,	:	
	:	
Respondents.	:	

STIPULATION AND ORDER

Petitioner and respondents, through counsel, stipulate as follows:

1. Petitioner is a non-citizen who was detained by immigration authorities and filed this action for a writ of habeas corpus on January 27, 2026. ECF No. 1.

2. On January 30, 2026, the Court granted the Petition and ordered that Petitioner be afforded a bond hearing on or before February 9, 2026. ECF No. 5.

3. The Court additionally ordered Respondents to submit by February 17, 2026 a brief explaining their position regarding Petitioner's request for attorneys' fees and costs under the Equal Access to Justice Act, 28 U.S.C. § 2412 ("EAJA"). ECF No. 5 ¶ 5.

4. Petitioner now withdraws his request for attorneys' fees under the EAJA.

5. The parties agree that Petitioner's withdrawal of his request for attorneys' fees obviates the need for briefing regarding attorneys' fees; therefore, Respondents should not be required to submit a brief explaining their position regarding attorneys' fees.

So stipulated:

DAVID METCALF
United States Attorney

/s/ Christopher M. Casazza
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Counsel for Petitioner

Dated: February 4, 2026

/s/ Viveca D. Parker
VIVECA D. PARKER
Assistant United States Attorney
Eastern District of Pennsylvania
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Email: Rebecca.Melley@usdoj.gov

Counsel for Respondents

SO ORDERED:

Dated:_____

_____
CHAD F. KENNEY
United States District Court Judge

CERTIFICATE OF SERVICE

I certify that this stipulation and proposed order, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

Dated: February 4, 2026

/s/ *Viveca D. Parker*
VIVECA D. PARKER
Assistant United States Attorney