

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

Alan Ricardo Lopez Alvarez
Petitioner-Plaintiff,

V.

Todd M Lyons,
ICE Acting Director
U.S. Immigration and Customs Enforcement;

Facility Warden
South Texas Detention Facility

Respondents-Defendants

Civ. No. 5:26-cv-00907

DHS File Number: 235-182-878

MOTION TO WITHDRAW PETITION FOR WRIT OF HABEAS CORPUS

TO THE HONORABLE COURT:

COMES NOW Petitioner, Alan Ricardo Lopez Alvarez, by and through undersigned counsel, and respectfully moves this Honorable Court to withdraw the previously filed **Emergency Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241**, and in support thereof states as follows:

I. BACKGROUND

1. Petitioner filed an Emergency Petition for Writ of Habeas Corpus on or about February 11, 2026, challenging his continued immigration detention.
2. The Petition sought immediate release or, in the alternative, a constitutionally adequate custody hearing.

II. BASIS FOR WITHDRAWAL

3. Since the filing of the Petition, circumstances have changed such that the requested relief is no longer necessary.
4. Specifically, Petitioner has been released from ICE detention and is no longer subject to the physical custody challenged in the petition. Although he remains under ICE supervision, the relief sought in the habeas petition, release from detention has been granted, rendering the petition moot.
5. Accordingly, Petitioner no longer wishes to pursue the relief requested in the Petition.

III. REQUEST FOR RELIEF

WHEREFORE, PREMISES CONSIDERED, Petitioner respectfully requests that this Honorable Court:

1. Grant this Motion;
2. Permit withdrawal of the Emergency Petition for Writ of Habeas Corpus; and
3. Dismiss this action without prejudice.

Respectfully submitted,

/s/ Rodolfo Castillo
Rodolfo Castillo
Attorney for Petitioner
Texas Bar No. 24000489
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San Antonio, TX 78227
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CERTIFICATE OF SERVICE

I hereby certify that on this 23 day of April 2026, a true and correct copy of the foregoing Motion was filed with the Clerk of Court via CM/ECF, which provides notice to all counsel of record..

In addition, a copy of this Petition was served by U.S. Mail upon:

Warden, South Texas Detention Complex
566 Veterans Dr.
Pearsall, TX 78061

and

Todd M Lyons
ICE Acting Director
500 12th Street, SW
Washington, D.C. 20536

Respectfully submitted,

/s/ Rodolfo Castillo
Rodolfo Castillo
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