FILED
APR 14 2026
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
TOLEDO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

CRISTIAN MANUEL RODRIGUEZ ALVAREZ,	:	
	:	
Petitioner,	:	Case No. 3:26-cv-00575
	:	
v.	:	Judge James R. Knepp, II
	:	
KRISTI NOEM, et al.,	:	Magistrate Judge Carmen E. Henderson
	:	
Respondents.	:	

MOTION FOR LEAVE TO VOLUNTARILY DISMISS PETITION FOR WRIT OF HABEAS CORPUS AND COMPLAINT FOR EMERGENCY INJUNCTIVE RELIEF

Now comes the Petitioner, Cristian Manuel Rodriguez Alvarez by and through his attorney, Constance A. Gadell-Newton, and hereby moves this Court under Fed. R. Civ. P. 41(a) for leave to voluntarily dismiss his petition for writ of habeas corpus and complaint for emergency injunctive relief without prejudice.

Dated: April 10, 2026

Respectfully Submitted,

/s/Constance A. Gadell-Newton

Constance A. Gadell-Newton
(Ohio Reg. No. 0085373)
FITRAKIS & GADELL-NEWTON, LLC
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Attorney for Petitioner
Cristian Manuel Rodriguez Alvarez

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was sent by electronic mail through the CM/ECF System on April 10, 2026 to Angelita Cruz Bridges, Assistant U.S. Attorney, Suite 308, Four SeaGate, Toledo, OH 43604, attorney for respondents.

/s/Constance A. Gadell-Newton

Constance A. Gadell-Newton
(Ohio Reg. No. 0085373)

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CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO TOLEDO

FITRAKIS & GADELL-NEWTON, LLC
ATTORNEYS AT LAW

April 10, 2026

Clerk of Court
United States District Court
Northern District of Ohio, Western Division
1716 Spielbusch Avenue
Toledo, Ohio 43604

RE: Rodriguez-Alvarez v. Noem, et al.
Case No. 3:26-cv-00575

Dear Sir/Madam:

Enclosed is the original and a copy of the petitioner's motion to voluntarily dismiss. Please file-stamp the copy and return it to us in the enclosed postage prepaid envelope.

Thank you for your assistance.

Sincerely,

/s/ Constance A. Gadell-Newton

Constance A. Gadell-Newton

CGN/ps
Enc.

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Northern District of Ohio, Western Division
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Case: 3:26-cv-00575-JJRK Doc #: 9 Filed: 04/14/26 4 of 4. PageID #: 52