United States Department of Justice

United States Attorney
Northern District of New York

100 South Clinton Street, P.O. Box 7198
James M. Hanley Federal Building
Syracuse, New York 13261-7198

Tel (315) 448-0672
Fax (315) 448-0646

July 30, 2026

VIA CM/ECF
Hon. Brenda K. Sannes
Chief U.S. District Judge
Federal Building and U.S. Courthouse
P.O. Box 7336
Syracuse, New York 13261-7336

RE: *Escobar Clavijo v. Lyons, et al.*
Civil Action No. 9:26-cv-01438 (BKS)

Dear Chief Judge Sannes:

Counsel for U.S. Immigration and Customs Enforcement has informed me that Petitioner was released from custody yesterday, with an ankle monitor. Agency counsel further informed me that Petitioner was required to wear an ankle monitor as a condition of his release because, as reflected in the attached Form I-213 dated July 27, 2026,[1] he attempted to slip out of his left handcuff and flee on foot before being re-apprehended.

Nevertheless, because Petitioner has been released, Respondents respectfully request that the Court dismiss the Petition as moot. *See, e.g., Lewis v. Cont'l Bank Corp.*, 494 U.S. 472, 477–78 (1990) (discussing Article III requirement that federal courts "adjudicate only actual, ongoing cases or controversies"); *Fed. Bureau of Investigation v. Fikre*, 601 U.S. 234, 240 (2024) (explaining that when "a complaining party manages to secure outside of litigation all the relief he might have won in it," then "a federal court must dismiss the case as moot"); *see also, e.g., Martinez Santander v. Mordant*, No. 2:26-CV-164-KCD-NPM, 2026 WL 685651, at *2 (M.D. Fla. Mar. 11, 2026) ("Santander brought this case to contest his physical detention. He is now out, leaving the petition moot. While Santander dislikes the conditions of his release [such as ankle monitoring], he has not presented a legal theory that gives this Court the power to strip away his ankle monitor in the posture of this case."). *But see, e.g., Jimenez v. Barnett*, No. CV 3:26-0327, 2026 WL 1397057, at *5 (S.D.W. Va. May 19, 2026) (deeming petition not moot in light of imposed conditions of relief).

[1] The attached Form I-213 was provided to me by agency counsel.

I have conferred with counsel for Petitioner, who indicates that Petitioner opposes the dismissal of this Petition as moot.

Thank you for your consideration of this request.

Respectfully submitted,

TODD BLANCHE
Acting Attorney General

JOHN A. SARCONE III
First Assistant United States Attorney

By: *s/ Emer M. Stack*
Emer M. Stack
Assistant United States Attorney
Bar Roll No. 700843

CC: All Counsel of Record (via ECF)