United States Department of Justice

United States Attorney
Northern District of New York

445 Broadway, Room 218
James T. Foley U.S. Courthouse
Albany, New York 12207-2924

Tel.: (518) 431-0247
Fax: (518) 431-0249

August 13, 2026

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

RE: *Vasquez Martinez v. Lyons, et al.*
Civil Action No. 9:26-cv-01528 (BKS)

Dear Judge Sannes:

Respondents respectfully write to follow up on the August 10, 2026 request to lift the transfer restriction currently in place in this matter, which remains pending at this time. *See* Dkt. No. 4. Today, the Court determined that Petitioner was entitled to a burden-shifted individualized bond hearing within fourteen days. *See* Dkt. No 8.

As set forth in Respondents' prior submission, Petitioner was previously held at the ICE Enforcement and Removal Operations Albany Hold Room in Malta, New York. Petitioner was subsequently transferred to the Montgomery County Jail, where he is presently housed. Respondents have now been advised that Petitioner cannot remain housed at that facility beyond 4:00 p.m. today. Accordingly, unless the transfer restriction is lifted to permit Petitioner's transfer to an appropriate detention facility within the Western District of New York, Respondents will be required to release Petitioner from custody today, as there is no available detention facility within the Northern District of New York where Petitioner can remain detained. Additionally, Petitioner's release will not allow the Government the opportunity to effectuate the relief ordered by the Court today. *See* Dkt. No. 8.

Thank you for the Court's consideration of this matter.

Respectfully Submitted,

TODD BLANCHE
Attorney General

JOHN A. SARCONE III
First Assistant United States Attorney

By: *s/ Alexis M. Osborne*
Alexis M. Osborne
Assistant United States Attorney
Bar Roll No. 707475