UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CLEBERSON QUADRELLI)	
and ABDY NIZEYIMANA, on behalf of)	
themselves and all others similarly situated,)	
)	
Petitioners,)	
)	
V.)	Civil Action No. 20-10685-ADE
)	
ANTONE MONIZ, Superintendent of the)	
Plymouth County Correctional Facility)	
)	
Respondent.)	

RESPONDENT'S RESPONSE TO ORDER COURT HALTING TRANSFERS OF CLASS MEMBERS OUT OF THE DISTRICT

Respondent Antone Moniz, Superintendent of the Plymouth County Correctional Facility ("Respondent"), respectfully submits this update regarding Petitioners' emergency motion (Doc. # 138) and this Court's Order halting transfers (Doc. # 139).

ICE ERO will not seek to transfer the five detainees to Etowah, Alabama at this time. Nor will ICE ERO seek to transfer any other member of the *Augusto* class to Etowah, Alabama at this time. If ICE needs to transfer one of the *Augusto* class members out of the district for non-removal purposes (*e.g.*, medical treatment, discipline, interview with consular/embassy officials), Respondent will comply with the 48 hour transfer notification requirement.

Accordingly, Respondent submits that Petitioners' emergency motion (Doc. # 138) is now moot. Moreover, because the Court imposed a 48 hour transfer notification requirement, which also requires a statement of the reasons of the transfer (Doc. # 144), Respondent submits that the Court should lift its Order halting all *Augusto* class member transfers (Doc. # 139).

Respectfully submitted,

ANDREW E. LELLING, United States Attorney

By: <u>/s/ Jason C. Weida</u>

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