

UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF NEW YORK

MARTÍN JONATHAN BATALLA VIDAL, )  
ANTONIO ALARCON, ELIANA FERNANDEZ, )  
CARLOS VARGAS, MARIANO )  
MONDRAGON, and CAROLINA FUNG FENG, )  
on behalf of themselves and all other similarly )  
situated individuals, and MAKE THE ROAD )  
NEW YORK, on behalf of itself, its members, its )  
clients, and all similarly situated individuals, )

*Plaintiffs,* )

v. )

ELAINE C. DUKE, Acting Secretary, Department )  
of Homeland Security, JEFFERSON )  
BEAUREGARD SESSIONS III, Attorney General )  
of the United States, and DONALD J. TRUMP, )  
President of the United States, )

*Defendants.* )

**NOTICE OF VOLUNTARY  
DISMISSAL PURSUANT TO  
F.R.C.P. 41(a)(1)(A)(i)**

Case No. 1:16-cv-04756 (NGG) (JO)

**NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)**

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiffs hereby give notice that the above-captioned action is voluntarily dismissed, without prejudice against the defendants KATHY A. BARAN, Director, California Service Center, KELVIN MEDLOCK, Associate Director, California Service Center, SUSAN M. CURDA, District Director, DONALD W. NEUFELD, Associate Director, Service Center Operations, U.S. Citizenship and Immigration Services, and LEON RODRIGUEZ, Director, U.S. Citizenship and Immigration Services, all sued in their official capacities.

Dated: September 19, 2017

Respectfully submitted,

/s/ Michael J. Wishnie

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Victoria Roeck, Law Student Intern \*  
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\* Motion for law-student appearance forthcoming

† Motion for *pro hac vice* admission pending

**CERTIFICATE OF SERVICE**

I hereby certify that on September 19, 2017, a true and correct copy of the foregoing Notice of Voluntary Dismissal was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF system.

/s/ Michael Wishnie

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