

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	ED CV 20-1390 ODW (MRW)	Date	September 15, 2020
Title	Zerisenay v. United States		

Present:	Hon. Michael R. Wilner, U.S. Magistrate Judge		
	Veronica Piper		n/a
	Deputy Clerk		Court Reporter / Recorder
	Attorneys for Petitioner:		Attorneys for Respondent:
	n/a		n/a

**Proceedings:** ORDER TO SHOW CAUSE RE: DISMISSAL

1. The government filed a notice indicating that federal immigration authorities “cancelled the immigration detainer” for Petitioner. (Docket # 9-1 at 2.) Although Petitioner remains in federal prison serving a sentence from his previous criminal conviction, the government informs the Court that “there are no outstanding immigration detainers related to” Petitioner and that his removal from the United States “is not imminent.” (Id.) From this, the government suggests that Petitioner’s current habeas action is moot. (Docket # 9 at 1.)

2. That sounds right. Therefore, Petitioner is ORDERED to show cause why this action should not be dismissed as moot – because Petitioner got the relief he requested. If Petitioner disagrees, his response to this order will be due by October 12.

3. **Alternatively**, Petitioner may voluntarily dismiss the action without further consequence.

**Failure to comply with this order will result in a recommendation that the action be dismissed pursuant to Federal Rule of Civil Procedure 41(b). Applied Underwriters, Inc. v. Lichtenegger, 913 F.3d 884 (9th Cir. 2019).**