

**NOT FOR PUBLICATION**

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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SEBASTIAN E. ARMANETTI ALMADA,	:	
	:	
Petitioner,	:	Civil Action No. 16-8777 (JMV)
	:	
v.	:	<b>OPINION</b>
	:	
CHARLES L. GREEN,	:	
	:	
Respondent.	:	

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**APPEARANCES:**

Andrea N. Mazzula-Adames, Esq.  
481 Bloomfield Avenue  
Newark, NJ 07107  
on behalf of Petitioner

Nicole Patrice Grant  
U.S. Department of Justice, Civil Division  
Office of Immigration Litigation  
P.O. Box 868  
Washington, D.C. 20044  
on behalf of Respondent

**VAZQUEZ**, United States District Judge

On November 28, 2016, Petitioner filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 (ECF No. 1), challenging his prolonged detention by U.S. Immigration and Customs Enforcement (“ICE”). Respondent filed an answer to the petition on February 2, 2017. (ECF No. 2.) The following day, Petitioner submitted a letter to the Court, stating that his removal proceedings successfully terminated, and he was released from custody. (ECF No. 3.) Therefore, he wishes to withdraw his habeas petition. (*Id.*)

Federal Rule of Civil Procedure 41(a)(2) provides that “except as provided in Rule 41(a)(1), an action may be dismissed at the plaintiff’s request only by court order, on terms that the court considers proper.” Petitioner received the relief requested in his habeas petition, release from ICE detention, and properly seeks to withdraw his habeas petition. Therefore, the Court will dismiss this action.

An appropriate Order follows.

Date: February 7, 2017  
At Newark, New Jersey

s/ John Michael Vazquez  
JOHN MICHAEL VAZQUEZ  
United States District Judge