

[NOT YET SCHEDULED FOR ORAL ARGUMENT]

No. 17- 5276

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

ROCHELLE GARZA, as guardian ad litem to unaccompanied minor J.D.,
on behalf of herself and others similarly situated, JANE ROE on behalf of herself and
others similarly situated; and JANE POE,
Plaintiffs-Appellees,

v.

ERIC D. HARGAN, *et al.*,
Defendants-Appellants.

**APPELLANTS' NOTICE AND
MOTION FOR VOLUNTARY DISMISSAL PRUSANT
TO FED. R. APP. P. 42(b)**

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We hereby notify the Court that Jane Roe has been transferred from the Office of Refugee Resettlement to U.S. Immigration and Customs Enforcement (ICE), a component of the U.S. Department of Homeland Security. ICE in turn has released Jane Roe on her own recognizance.

Pursuant to Federal Rule of Appellate Procedure 42(b), Appellants Eric Hargan, Steven Wagner, and Scott Lloyd, in their official capacities, hereby move the Court for voluntary dismissal of the instant appeal. Undersigned counsel has contacted counsel for the Appellee, who does not oppose the instant motion. Each party shall bear their own costs.

Respectfully submitted,

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/s/ August E. Flentje
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DATED: December 19, 2017

Attorneys for Appellants

CERTIFICATE OF SERVICE

I certify that on December 19, 2017, I electronically filed the foregoing with the Clerk of Court by using paper copy, and will deliver a copy to all counsel of record.

/s/ August E. Flentje
AUGUST E. FLENTJE
Special Counsel
Civil Division

CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing Motion complies with the type-volume limitation of Fed. R. App. P. 27 because it contains 99 words. This Motion complies with the typeface and the type style requirements of Fed. R. App. P. 27 because this brief has been prepared in a proportionally spaced typeface using Word 14-point Garamond typeface.

/s/ August E. Flentje
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