

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

Aamir SHAIKH, *et al.*,

Plaintiffs,

v.

U.S. IMMIGRATION AND CUSTOMS
ENFORCEMENT, *et al.*,

Defendants.

No. 1:21-cv-231-TJK

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(i) and 41(a)(1)(B), Plaintiffs Aamir Shaikh, Marvin Hernandez Villalobo, Lilliana Cardenas Solis, Joseph Rojo Rocha, and James Mayen Mayen (collectively “Plaintiffs”) submit this notice of voluntary dismissal of all claims, without prejudice, in the above captioned case.

On January 31, 2022, Plaintiffs filed this action challenging failure by U.S. Immigration and Customs Enforcement (“ICE”) and Department of Homeland Security (“DHS”) (collectively “Defendants”) to provide them with COVID-19 vaccine booster doses. Plaintiffs are all medically vulnerable people held in ICE detention while awaiting adjudication of their civil immigration cases. Plaintiffs were all eligible for and requested COVID-19 booster shots at their detention facilities, but were told that none were available, or that they should wait an indeterminate period of time, or their requests were simply ignored.

After Plaintiffs filed this action, Defendants coordinated to provide booster doses of messenger RNA (“mRNA”) COVID-19 vaccines to all Plaintiffs. Several Plaintiffs who had contracted COVID-19 had to wait until they were medically cleared to receive their booster shots. In the intervening weeks, “Plaintiffs’ . . . claims have been rendered moot through the

administration of the requested mRNA booster vaccinations.” Defs.’ Mem. Resp. Pls.’ Appl. for TRO, Dkt. No. 22 at 2. Defendants have not filed an answer or a motion for summary judgment. Therefore, Plaintiffs hereby voluntarily dismiss this action, without prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).

February 24, 2022

/s/ Eunice H. Cho
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pending in DC; practice limited to federal
courts

Respectfully submitted,

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