

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

Civil Action No. 1:17-cv-289-RBJ

ZAKARIA HAGIG, on behalf of himself and others similarly situated,

Plaintiff,

v.

DONALD J. TRUMP, President of the United States;  
U.S. DEPARTMENT OF HOMELAND SECURITY (“DHS”);  
U.S. CUSTOMS AND BORDER PROTECTION (“CBP”);  
JOHN KELLY, Secretary of DHS;  
KEVIN MCALEENAN, Acting Commissioner of CBP; and  
LASHANDA JONES, Denver Director, CBP,

Defendants.

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**NOTICE OF WITHDRAWAL OF  
MOTION FOR PRELIMINARY INJUNCTION**

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Please take notice that Plaintiff Zakaria Hagig, on behalf of himself and others similarly situated, by undersigned counsel, hereby respectfully withdraws his pending Motion for Preliminary Injunction filed on February 17, 2017. [Dkt. #16]. The issues raised in that Motion relate to the previous Executive Order, dated January 29, 2017, which has been repealed and superseded by the new Executive Order titled “Protecting the Nation from Foreign Terrorist Entry into the United States” (the “New EO”) as of its effective date on March 16, 2017. *See* Notice to Court, [Dkt. #21], and Amended Notice, [Dkt. #22]. Defendants consent to Plaintiff’s withdrawal of the Motion and agree that Plaintiff reserves his rights to raise any issues with the New EO in subsequent motions as necessary.

Respectfully submitted this 5th day of April, 2017.

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**ATTORNEYS FOR PLAINTIFF**

### CERTIFICATE OF SERVICE

I hereby certify that on April 5, 2017, I electronically filed the foregoing document, with the clerk of the court for the United States District Court for the District of Colorado using the CM/ECF system, which will send notification of such filing to the following e-mail address and to all counsel of record:

[adrian.m.pandev@usdoj.gov](mailto:adrian.m.pandev@usdoj.gov) (representing *Defendants*)

*s/ Dorina O'Toole* \_\_\_\_\_  
Dorina O'Toole  
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