

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

D.V.D.; M.M.; E.F.D.; and O.C.G.,

Plaintiffs,

v.

U.S. DEPARTMENT OF HOMELAND SECURITY;  
Kristi NOEM, Secretary, U.S. Department of  
Homeland Security, in her official capacity; Pamela  
BONDI, U.S. Attorney General, in her official  
capacity; and Antone MONIZ, Superintendent,  
Plymouth County Correctional Facility, in his official  
capacity,

Defendants.

Case No. 25-cv-10676

**MOTION FOR CLASS CERTIFICATION**

Plaintiffs respectfully move for an order, pursuant to Federal Rule of Procedure 23, provisionally and permanently certifying a class pursuant to Rule 23(b)(2), appointing Plaintiffs as class representatives, and appointing their counsel as class counsel. Specifically, Plaintiffs move to provisionally certify the following class:

All individuals who have a final removal order issued in proceedings under Section 240, 241(a)(5), or 238(b) of the INA (including withholding-only proceedings) whom DHS has deported or will deport on or after February 18, 2025, to a country (a) not previously designated as the country or alternative country of removal, and (b) not identified in writing in the prior proceedings as a country to which the individual would be removed.

The grounds for this motion are set forth in the accompanying memorandum of law, exhibits in support thereof, the Complaint, the concurrently filed emergency motion for a temporary restraining order and preliminary injunction and stay of administrative action, and the applicable law. A proposed order also accompanies this motion.

REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(d), Plaintiffs believe that oral argument may assist the Court.

Respectfully submitted,

*s/Tomás Arango*

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Tomas Arango  
Trina Realmuto\*  
Kristin Macleod-Ball\*  
Mary Kenney\*  
**NATIONAL IMMIGRATION  
LITIGATION ALLIANCE**  
10 Griggs Terrace  
Brookline, MA, 02446  
(617) 819-4649  
trina@immigrationlitigation.org

Matt Adams\*  
Leila Kang\*  
Aaron Korthuis\*  
Glenda M. Aldana Madrid\*  
**NORTHWEST IMMIGRANT  
RIGHTS PROJECT**  
615 Second Avenue, Suite 400  
Seattle, WA 98104  
(206) 957-8611  
matt@nwirp.org

Anwen Hughes\*  
**HUMAN RIGHTS FIRST**  
75 Broad Street, 31st Floor  
New York, NY 10004  
(212) 845-5244  
HughesA@humanrightsfirst.org

*Attorneys for Plaintiffs*

*\* Application for admission pro hac vice forthcoming*

Dated: March 23, 2025

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(a)(2)**

I certify that, in accordance with Local Rule 7.1(a)(2), I emailed Rayford Farquhar, Deputy Chief, Civil Division and Chief, Defensive Litigation for the Civil Division of the United States Attorneys' Office for the District of Massachusetts on March 21, 2025 to advise him of the forthcoming litigation, including the instant motion for class certification seeking provisional class certification. I further stated that I would email him, or whomever he wished to designate, copies of Plaintiffs' filings after they were docketed, and that Plaintiffs would arrange for personal service on his office on Monday morning, March 24, 2025.

This communication was an attempt to resolve the issues raised in this motion. Mr. Farquhar has not yet responded to my email at the time of this filing and, therefore, the parties were unable to reach a resolution.

s/ Trina Realmuto  
Trina Realmuto