

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

ANDREW LATTARULO,

Plaintiff,

v.

Civil Action No. 1:25-cv-12861-ADB

KRISTI NOEM, in her official capacity as  
Secretary of Homeland Security, and the  
DEPARTMENT OF HOMELAND  
SECURITY;

TODD LYONS, in his official capacity as  
Acting Director of U.S. Immigration and  
Customs Enforcement;

RODNEY SCOTT, in his official capacity  
as Commissioner of U.S. Customs and  
Border Protection;

JOHN DOE 1, in his official capacity as an  
agent of U.S. Immigration and Customs  
Enforcement;

JOHN DOE 2, in his official capacity as an  
agent of U.S. Immigration and Customs  
Enforcement;

JOHN DOE 3, in his official capacity as an  
agent of U.S. Immigration and Customs  
Enforcement;

JANE DOE, HSI ID NO.: 11049, in her  
official capacity as an agent of Homeland  
Security Investigations; and

THE UNITED STATES OF AMERICA,

Defendants.

**ORDER GRANTING PLAINTIFF'S  
MOTION FOR A TEMPORARY RESTRAINING ORDER**

BURROUGHS, D.J.

Before the Court is an emergency motion, [ECF No. 6], by Andrew Lattarulo (“Plaintiff”). For purposes of Federal Rule of Civil Procedure 65(b), Plaintiff has made a sufficient showing that he has provided notice to Defendants and that, unless his motion for a temporary restraining order (“TRO”) is granted, he will sustain immediate and irreparable injury before there is an opportunity to hear from all parties. Therefore, a TRO is warranted to preserve the status quo pending a hearing, and Plaintiff’s motion is **GRANTED IN PART**.

Defendants are hereby **ENJOINED** from conducting any searches or further searches of Plaintiff’s cell phone and from transmitting, analyzing, or otherwise using any data already gathered therefrom. A remote status conference is hereby scheduled for Tuesday, October 7, at 11:30 a.m. Plaintiff is instructed to ensure that any identified defendants are notified of the status conference.

October 3, 2025

/s/ Allison D. Burroughs  
ALLISON D. BURROUGHS  
U.S. DISTRICT JUDGE