

Maduro moves to dismiss indictment, citing sovereign immunity

United States v. Maduro Moros et al. · S.D.N.Y. No. 1:11-cr-00205

Judge Alvin K. Hellerstein · Docket entry #320 · Filed 2026-09-02 · Filed by: Defense

What happened

On September 2, 2026, Nicolás Maduro's attorneys filed a motion in the Southern District of New York seeking dismissal of the Fourth Superseding Indictment against him. The defense argues Maduro is entitled to sovereign immunity as a foreign head of state, supporting the motion with a memorandum of law, a declaration from attorney Barry Pollack, and exhibits including a January 2026 ruling from Venezuela's Supreme Tribunal of Justice. A hearing on the motion is set for November 17, 2026 before Judge Alvin K. Hellerstein.

What it means

If the judge were to accept this argument, it could end the criminal case against Maduro without a trial. This is a defense request, not a court ruling, and the government has not yet responded in this filing.

What happens next

A hearing on the motion is scheduled for November 17, 2026 before Judge Hellerstein.

Key passages from the filing (verbatim)

"Mr. Nicolás Maduro Moros, by and through undersigned counsel, will respectfully move this Court...for an order pursuant to Federal Rule of Criminal Procedure 12(b) dismissing the Fourth Superseding Indictment."

Page 1 — States the core request of the motion: dismissal of the indictment.

Docket text (official, in English)

MOTION to Dismiss Based on Sovereign Immunity. Document filed by Nicolas Maduro Moros. (Pollack, Barry) (Entered: 09/02/2026)

Online version: <https://mailmaduro.com/caso.php?d=maduro-sdny-e320>

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