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UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF FLORIDA – ORLANDO DIVISION

Evandro Lagos,

Petitioner,

v.

Civil Action No. [INSERT CASE NO.]

Department of Homeland Security (DHS),
U.S. Immigration and Customs Enforcement (ICE),
Respondents.

**MOTION 4 – A Breath of Humanity Inside a Labyrinth of
Institutional Silence**

Motion for Recognition of Procedural Harm and Due Process Violation

I. PETITIONER’S ETHICAL AND CONSTITUTIONAL PLEA

This Nation, though constitutionally secular, was undeniably built upon ethical foundations rooted in the Judeo-Christian tradition. The President takes his oath of office upon the Bible. So do federal judges. And every coin and dollar in circulation declares: “In God We Trust.”

From the very beginning of Scripture, it was written that man shall live by the sweat of his own brow.

Then I must respectfully ask this Court:

Why am I being punished, in this land of liberty, for seeking to live by the sweat of my own brow?

Why has the system — through institutional silence or procedural entanglement — allowed me to be held in invisible chains, unable to work, to contribute, or to sustain myself with dignity?

I did not enter this country unlawfully. I came through a formal process of Humanitarian Parole. I expressed my fear. It was recorded. It was acknowledged. I was admitted — not into safety, but into punishment. Into deprivation. Into prolonged misery.

I did not ask for privilege. I asked for a chance.

But instead of justice, I received paralysis.

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Instead of compassion, silence.
Instead of opportunity, punishment.

Can this Court explain why — in a nation that proclaims trust in God — I have been held for over half a year in extreme poverty, exposed to unsafe and unsanitary conditions, and denied all access to employment, despite entering legally and remaining in full compliance?

I am not a threat. I am not a burden.

I asked only to walk on my own feet — but the system has bound my hands behind my back.

If this Court truly grants access to justice, then I ask — solemnly and sincerely — for this injustice to be recognized.

Because the Constitution of this country was not written for this to happen.

Not to someone who entered legally.

Not to someone who asked for protection and who has received **not even the most miserable form of fulfillment of his basic rights.**

**This is no longer just a legal question.
It is a moral one.**

II. LEGAL GROUNDS

1. Petitioner entered the United States legally under a Humanitarian Parole, pursuant to INA § 212(d)(5).
 2. Petitioner applied for work authorization (Form I-765), as permitted for parolees under USCIS procedures, but remains indefinitely barred from access to employment due to an abrupt parole cancellation.
 3. Said cancellation was executed without hearing, without legal defense, and without sufficient notice — constituting potential violation of procedural due process under the Fifth Amendment.
 4. Despite the absence of any criminal charges or removal order, Petitioner is being subjected to conditions equivalent to civil punishment, under constructive detention, with no access to economic survival.
 5. These conditions justify judicial notice and equitable relief under this Court's discretionary authority to protect constitutional integrity and prevent ongoing harm.
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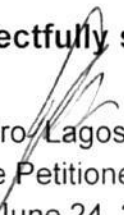
III. PRAYER FOR RELIEF

Petitioner respectfully requests that this Court:

1. **Acknowledge** the contradiction between legal entry under parole and the prolonged denial of basic survival rights;
 2. **Affirm** that the cancellation of parole without process merits constitutional concern and judicial inquiry;
 3. **Recognize** the existence of constructive detention and the civil harm resulting from systemic inaction;
 4. **Declare** that the Court retains equitable power to remedy unjust procedural outcomes that deprive a legally admitted individual of the right to work, live, and defend himself;
 5. **Grant** any relief this Court may find appropriate, including but not limited to interim protection, declaratory recognition of harm, and instructions for further clarification from the government if needed.
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“A right delayed is a right denied.” — Martin Luther King Jr.

Respectfully submitted,


Evandro Lagos
Pro Se Petitioner
Date: June 24, 2025
Orlando, Florida

