

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

EVANDRO MARCHESINI LAGOS,

Petitioner,

v.

Case No: 6:25-cv-673-JSS-UAM

UNITED STATES DEPARTMENT
OF HOMELAND SECURITY,
UNITED STATES IMMIGRATION
AND CUSTOMS ENFORCEMENT,
and ANY AGENTS INVOLVED IN
THE EXECUTION OF SUMMARY
REMOVAL ORDERS WITHOUT
PROPER LEGAL PROCESS,

Respondents.

_____ /

FEDERAL RESPONDENTS' RESPONSE TO PETITIONER'S FILINGS

Federal Respondents, by and through the undersigned Assistant United States Attorney, respond in opposition to Petitioner's various filings, motions, and notices in this matter, and state as follows:

INTRODUCTION

Throughout this brief litigation, Petitioner has incessantly filed nonsensical pleadings that woefully fail to comport with the procedural requirements of motions for injunctive relief as this Court has clearly explained. Furthermore, Petitioner's

filings are riddled with both legal and factual inaccuracies. Federal Respondents file this response to address Petitioner's deficient pleadings.

PROCEDURAL BACKGROUND

On April 17, 2025, Petitioner Evandro Marchesini Lagos, *pro se*, filed a "PETITION for Writ of Habeas Corpus – Federal with Urgent Request for a Temporary Restraining Order" (Doc. 1), an "Urgent MOTION for Temporary Restraining Order and a MOTION to Stay Removal" (Doc. 2), and "MOTION to Proceed In Forma Pauperis" (Doc. 3). On April 24, 2025, the Court denied Petitioner's Motion for Temporary Restraining Order and to Stay Removal and ordered Respondents to file a response to the petition. Doc. 5. On April 25, 2025, Petitioner filed various motions as "SUPPLEMENTARY Exhibits 8 to 12A re 1 Petition for Writ of Habeas Corpus" (Doc. 7), yet on May 1, 2025, the Court stated that "[i]f Petitioner seeks relief from the court, he must file separate motions that comply with the court's local rules." Doc. 8.

On May 12, 2025, Petitioner filed an "Emergency MOTION for Miscellaneous Relief, specifically Regarding Work Permit" (Doc. 9), "MOTION to Stay Removal Until Final Judicial Resolution" (Doc. 10), an "Urgent MOTION for Temporary Restraining Order" (Doc. 11), and a "NOTICE to the Court – Delayed Postal Delivery" (Doc. 12). On May 15, 2025, the Court denied Petitioner's motions filed on May 12, 2025. Doc. 19. On May 23, 2025, Federal Respondents filed its Response to Petition for Writ of Habeas Corpus. Doc. 25. On May 29 and June 4, 2025, Petitioner filed a "SUPPLEMENTAL FILING re 1 Petition for Writ of Habeas Corpus,

Emergency Motion and Responding to 26 Order to Strike” (Doc. 27) and “SUPPLEMENTAL/EXHIBITS 25-26 re Petition for Writ of Habeas Corpus” (Doc. 28). On June 9 and 11, 2025, Petitioner filed “MOTION for Miscellaneous Relief, specifically to formalize delivery records and clarify Clerk procedure for service to defendants” (Doc. 30), “Supplemental NOTICE to the Court” (Doc. 31), and “MOTION for Miscellaneous Relief, specifically to Recognize Constructive Custody and Reactive Judicial Protection and to Reaffirm Federal Custody and Request Urgent of Habeas Protection du[r] to Escalating” (Doc. 33).

On June 25, 2025, Petitioner filed a “MOTION for Temporary Restraining Order and MOTION for 14 day Stay of Removal Pending Emergency Review” (Doc. 34), “MOTION for Miscellaneous Relief, specifically Urgent Judicial Determination before July 24 and Waring Against Strategic Delay” (Doc. 35), “MOTION for Miscellaneous Relief, specifically for Judicial Recognition of Coercive Custody and Request for Equitable Relief” (Doc. 36), “MOTION for Miscellaneous Relief, specifically A breath of Humanity Inside a Labyrinth of Institutional Science, for Recognition of Procedural Harm and Due Process Violation” (Doc. 37), and “Notice to Government Counsel and Formal Request for Position and Action” (Doc. 38).

ARGUMENT

Federal Respondents respond in opposition to Petitioner’s various filings, motions and notices as he has woefully failed to comply with the procedural requirements of motions for injunctive relief as previously stated in the Court’s Order (Doc. 19). Federal Respondents will respond in greater length and detail if required by

the Court but believe the incessant deficient filings of Petitioner are only wasting the Court's limited time and resources, especially considering this matter lacks jurisdiction as explained in Federal Respondents' Response to Habeas Corpus Petition (Doc. 25).

Dated: July 9, 2025

Respectfully submitted,

GREGORY W. KEHOE
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on July 9, 2025, I electronically filed the foregoing with the Court using the Court's CM/ECF filing system. I further certify that on the same day I caused a copy of the foregoing document and notice of electronic filing to be furnished by U.S. mail to the following non-CM/ECF participant:

Evandro Marchesini Lagos
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/s/ Joy Warner
Assistant United States Attorney