

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS**

H.I.D.R. and O.A.S.,

*Petitioners-Plaintiffs,*

v.

DONALD J. TRUMP, in his official capacity as President of the United States; PAMELA BONDI, Attorney General of the United States, in her official capacity; KRISTI NOEM, Secretary of the U.S. Department of Homeland Security, in her official capacity; U.S. DEPARTMENT OF HOMELAND SECURITY; TODD LYONS, Acting Director of the Director of U.S. Immigration and Customs Enforcement, in his official capacity; U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT; MARCO RUBIO, Secretary of State, in his official capacity; U.S. STATE DEPARTMENT; JOSH JOHNSON, in his official capacity as Field Office Director of the Immigration and Customs Enforcement, Enforcement and Removal Operations Dallas Field Office; MARCELLO VILLEGAS, in his official capacity as Warden and Facility Director of the Bluebonnet Detention Center;

*Respondents-Defendants.*

Civil Action No. 1:25-cv-60

**EMERGENCY  
APPLICATION  
FOR A TEMPORARY  
RESTRAINING ORDER**

**EMERGENCY APPLICATION FOR A TEMPORARY RESTRAINING ORDER**

Petitioners-Plaintiffs (“Petitioners”) are in imminent danger of being removed from the United States—(with 24 hours or less notice) —and this Court could potentially permanently lose jurisdiction. Upon information and belief, the government has recently transferred Venezuelan men from detention centers all over the country to this District and they are at imminent risk of summary removal. Accordingly, Petitioners respectfully request a temporary injunction for Petitioners to preserve the status quo, enjoining (1) any removal outside the country pursuant to the Alien Enemies Act (“AEA”), (2) any transfer out of the Northern District of Texas without notice to counsel, and (3) notice to Petitioners, as well as undersigned counsel, of any designation as an Alien Enemy under the Proclamation, with at least 30 days’ notice prior to any removal under the Proclamation.

The request for a temporary restraining order against Respondents-Defendants (“Respondents”) is made pursuant to Rule 65 of the Federal Rules of Civil Procedure, and the All Writs Act. Petitioners are civil immigration detainees who are at substantial risk of immediate, summary removal from the United States pursuant to the use of the AEA, 50 U.S.C. § 21 et seq. against a non-state actor for the first time in the country’s history.

As set forth in the accompanying Memorandum of Law, Respondents’ invocation and application of the AEA patently violates the plain text of the statute and exceeds the limited authority granted to the President by Congress. Respondents’ invocation and application of the AEA also violates the Immigration and Nationality Act, statutes providing protection for people seeking humanitarian relief, and due process. In the absence of a temporary restraining order, Petitioners will suffer irreparable injury, and the balance of hardships and the public interest favor relief. Critically, moreover, if Petitioners are removed to the custody of another country, the government’s position is that this Court will lose jurisdiction permanently.

In support of this Motion, Petitioners rely upon the accompanying memorandum in support of a Temporary Restraining Order, and declarations in support of the motion. A proposed order is attached for the Court's convenience. Petitioners respectfully request that this Court grant this emergency application and issue a temporary restraining order as soon as possible for Petitioners.

Dated: April 18, 2025

Respectfully submitted,

By: /s/ Fatma Marouf

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*Counsel for Petitioners-Plaintiffs*  
*\*pro hac vice forthcoming*

CERTIFICATE OF CONFERENCE

I certify that pursuant to LR 7.1(a), Petitioners' counsel attempted to confer with counsel for Respondents prior to filing by emailing George Padis and Ann Haag, Assistant United States Attorneys for the Northern District of Texas, and to seek the government's position. Petitioners' counsel was not able to obtain a response prior to filing.

Dated: April 18, 2025

/s/ Fatma Marouf  
Fatma Marouf