

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

NICOLAS SANHUEZA SEPULVEDA,)
)
 Petitioner,)
)
 v.)
)
 CHRISTOPHER CHESTNUT, Warden, Nevada)
 Southern Detention Center [ICE Prison Facility],)
 JOHN DOE 1 OR JANE DOE 1, Field Office)
 Director, Las Vegas Field Office,)
 United States Enforcement and Removal Operations)
 Enforcement; JOHN DOE 1 OR JANE DOE 1,)
 Special Agent in Charge Homeland Security)
 Investigations, Las Vegas Field Office)
 TODD M. LYONS, Acting Director,)
 United States Enforcement and Removal Operations)
 Division; KRISTI NOEM, Secretary of)
 Homeland Security; PAMELA JO BONDI, United)
 States Attorney General, in their official capacities,)
)
 Respondents.)
)
 _____)

Case No. 2:25-cv-985

**MOTION FOR ISSUANCE
 OF ORDER TO SHOW
 CAUSE**

1. Pursuant to 28 U.S.C. § 2243, Petitioner respectfully requests that this Court “forthwith” issue an order directing Respondents to show cause why the petition for a writ of habeas corpus filed by Petitioner pursuant to 28 U.S.C. § 2241 should not be granted.
2. Petitioner challenges the legality of his continued detention by ICE pursuant to 28 U.S.C. § 2241, which violates the Due Process Clause of the Fifth Amendment of the United States Constitution. See Petition for Writ of Habeas Corpus, Dkt. No. 1.
3. The federal habeas corpus statute provides that “[a] court, justice or judge entering a writ of habeas corpus shall forthwith award the writ or issue an order directing the respondent to show cause why the writ should not be granted, unless it appears from the application that the applicant or person detained is not entitled thereto.” 28 U.S.C. § 2243.

4. Section 2243 further provides that the writ or order to show cause “shall be returned within three days unless for good cause additional time, not exceeding twenty days, is allowed.”

5. Section 2243 further provides that the court shall hold a hearing on the writ or order to show cause “not more than five days after the return unless for good cause additional time is allowed.”

6. In addition, Section 2243 states that the court “shall summarily hear and determine the facts and dispose of the matter as law and justice require.”

7. Pursuant to Section 2243, Petitioner requests that the Court immediately issue an Order to Show Cause directing Respondent(s) to file a return within three days of the Court’s order, showing cause, if any, why the writ of habeas corpus should not be granted, and to provide Petitioner an opportunity to file a reply within # days after Respondent(s) file the return.

8. Giving Respondent(s) additional time to respond is inappropriate in this case because Petitioner faces irreparable harm due to his continued detention in the Nevada Southern Detention Center when he is not a flight risk or harm to the community and he is at risk of removal from the United States absent issuance of a show cause order.

DATED: June 18, 2025

Respectfully submitted,

/s/ T Laura Lui
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