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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

MARIO R. MONROY VILLALTA,

Petitioner,

v.

JERRY GREENE, Warden, Mahoning County Jail;
REBECCA ADDUCCI, Director of Detroit Field Office,
U.S. Immigration and Customs Enforcement;
KRISTI NOEM, Secretary of the U.S. Department of
Homeland Security; and PAMELA BONDI,
Attorney General of the United States,
in their official capacities,

Respondents.

Case No. 4:25-cv-1389

MOTION FOR STAY OF
REMOVAL PENDING
DECISION ON PETITION
FOR WRIT OF HABEAS
CORPUS

1. Pursuant to 28 U.S.C. § 1651(a), Petitioner respectfully requests that this Honorable Court issue an order directing Respondents to stay Petitioner's removal pending the outcome of the petition for writ of habeas corpus filed by Petitioner pursuant to 28 U.S.C. § 2241.

2. The Supreme Court of the United States recognizes "a limited judicial power to preserve the court's jurisdiction or maintain the status quo by injunction pending review of an agency's action through the prescribed statutory channels." *F.T.C. v. Dean Foods Co.*, 384 U.S. 597, 604 (1966).

3. Petitioner moves this Court to grant a stay of removal pending review of the actions of the federal agencies in question in order to preserve existing conditions and the potential jurisdiction of this Court over pending matters while the Court determines the scope of its authority to grant the requested relief; to ensure Petitioner is able to participate in the adjudication of his request for habeas relief, including participation in court proceedings and access to legal counsel for such purposes; to ensure the Court is able to evaluate the respective claims for relief based on in-court testimony that may be offered; and to ensure the U.S. Government has a fulsome opportunity to brief and present arguments in its defense.

WHEREFORE, Petitioner respectfully requests that this Honorable Court issue a stay of Petitioner's removal pending adjudication of his Petition for Writ of Habeas Corpus.

Respectfully submitted,

/s/ Margaret W. Wong

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

MARIO R. MONROY VILLALTA,	)	
	)	
Petitioner,	)	Case No. 4:25-cv-1389
	)	
v.	)	PROPOSED ORDER FOR
	)	STAY OF REMOVAL
	)	PENDING DECISION ON
JERRY GREENE, Warden, Mahoning County Jail;	)	PETITION FOR WRIT OF
REBECCA ADDUCCI, Director of Detroit Field Office,	)	HABEAS CORPUS
U.S. Immigration and Customs Enforcement;	)	
KRISTI NOEM, Secretary of the U.S. Department of	)	
Homeland Security; and PAMELA BONDI,	)	
Attorney General of the United States,	)	
in their official capacities,	)	
	)	
Respondents.	)	
	)	

Upon consideration of Petitioner’s Motion for Stay of Removal Pending Decision on Petition for Writ of Habeas Corpus, pursuant to 28 U.S.C. § 1651(a) and Petitioner’s Petition for Writ of Habeas Corpus (Dkt. No. 1), IT IS HEREBY ORDERED that:

1. the Clerk is directed to docket this Order in this case and simultaneously send a copy of this Order, the Petition, and the Petitioner’s full name and A# to the Chief and Deputy Chief of the Civil Division of the United States Attorney’s Office for the Northern District of Ohio, and then file a Notice that documents have been transmitted;
 2. upon filing of the Notice that these documents have been transmitted,
- Respondents (including all those acting for them or on their behalf) are ENJOINED AND RESTRAINED from removing Petitioner from the continental United States or altering his legal status. This Order shall remain in effect until final adjudication of Petition for Writ of Habeas Corpus in this case; and

3. Respondents shall notify appropriate officials of this Order promptly and provide all necessary information and documents to effectuate compliance with this Order.

IT IS SO ORDERED.

UNITED STATES DISTRICT JUDGE