

Thai Quang Quach

Name and Prisoner Number/Alien Registration Number

CAFCC

Place of Confinement

P.O. Box 6300

Mailing Address

Florence, AZ 85132

City, State, Zip Code



FILED



LODGED

8/14/25

CLERK U.S. DISTRICT COURT  
DISTRICT OF ARIZONAIN THE UNITED STATES DISTRICT  
COURT FOR THE DISTRICT  
OF ARIZONA

Thai Quang Quach

(Full Name of Petitioner)

Petitioner,

v. ~~Isotapa~~

M. Martinez; U.S.I.C./ERO/DHS

(Name of Warden, Jailor or authorized person  
having custody of Petitioner)

Respondent.

CV25-02937-PHX-JJT--JFM

CASE NO. \_\_\_\_\_

MOTION FOR APPOINTMENT OF COUNSEL  
PURSUANT TO 18 U.S.C. § 3006APetitioner [name], Thai Quang Quach, has filed a petition for

writ of habeas corpus under 28 U.S.C. § 2241 challenging Petitioner's indefinite detention by Respondents.

Petitioner hereby respectfully requests that the Court appoint counsel to represent him/her in this matter.

This Court has the authority to appoint counsel to assist an indigent Petitioner if the interests of justice so require. Also, in deciding whether to appoint counsel this Court must evaluate (1) the likelihood of success on the merits as well as (2) the ability of the petitioner to articulate his claims *pro se* in light of the complexity of the legal issues involved. In fact, the courts generally have endorsed the appointment of counsel to represent indigent and legally unsophisticated prisoners in the following types of non-capital cases:

- (1) Cases that turn on substantial and complex procedural, legal or mixed legal and factual questions.
- (2) Cases involving uneducated or mentally or physically impaired petitioners.

- (3) Cases likely to require the assistance of experts either in framing or in trying the claims.
- (4) Cases in which the indigent is in no position to investigate crucial facts.
- (5) Factually complex cases, e.g., ones involving "conflicting testimony," in which the truth is more likely to "be exposed where both sides are represented by those trained in the presentation of evidence."

In the present case, Petitioner has been in immigration custody since \_\_\_\_\_.

He/she does not have the financial resources to retain counsel. *See Application to Proceed In Forma Pauperis.*

Petitioner also believes that he/she has a strong chance of success on the merits because (*explain for how long you have been detained since being ordered removed and why you think that removal to your home country is unlikely in the reasonably foreseeable future*): \_\_\_\_\_

However, given the complexity of the law on immigration detention and Petitioner's status as a detained immigrant, he/she would have great difficulty presenting the case without the assistance of counsel.

For example, this case involves substantial and complex procedural, legal or mixed legal and factual questions because *(if applicable, explain what substantial and complex questions -either legal, factual or mixed are involved in this case)* \_\_\_\_\_

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Additionally, appointment of counsel is appropriate because of personal circumstances and needs, like *(if applicable, explain whether you lack education or are mentally or physically impaired)*

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Other legal and evidentiary complexities also warrant the appointment of counsel in this case, such as *(if applicable, explain any other legal, evidentiary or resource-related concern, including the possibility that the case require the assistance of experts either in framing or in proving the claims; the possibility that the case require effective discovery procedures or an evidentiary hearing, particularly if there are specific disputes of facts where both parties should be represented by professionals trained in the presentation of evidence, and explain how a counsel would help you with those needs):* \_\_\_\_\_

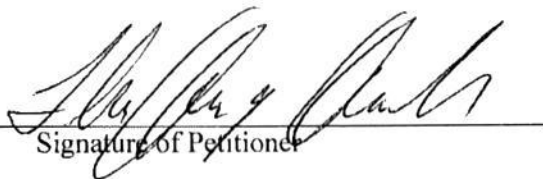
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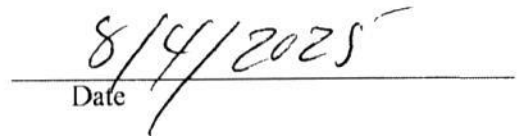
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\_\_\_\_\_. The aid of an attorney is especially important in this case, given Petitioner's lack of familiarity with the legal procedures involved in requesting and obtaining discovery and because of the complexity involved in accessing documents and evidence during a pandemic, when resources at the detention centers are limited and the time available to find necessary help is restricted as well.

This Court has the authority and should appoint counsel for Petitioner. For the above reasons, appointment of counsel will serve the interests of justice and judicial efficiency and economy.

Respectfully submitted,

  
\_\_\_\_\_  
Signature of Petitioner

  
\_\_\_\_\_  
Date

THAI QUANG QUACH  
\_\_\_\_\_  
Type or print name