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**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

JOSE PEDRO RAMIREZ RAMIREZ)	
Petitioner,)	
v.)	Case No.: 0:25-cv-62009-XXXX
)	
PAMELA BONDI, U.S. Attorney General)	PETITION FOR WRIT OF HABEAS
KRISTI NOEM, U.S.)	CORPUS
Secretary of Homeland Security (“DHS”),)	
TODD LYONS, Acting)	
Director U.S. Immigration and Customs)	
Enforcement,)	
JUAN AGUDELO, Acting Miami Field)	
Office Director,)	
DAVID HARDIN, Sheriff and Warden of)	
Glades County Detention Center,)	
)	
IN THEIR OFFICIAL)	
CAPACITIES)	
Respondents.)	
)	

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 his detention because Respondents allege that the Immigration Judge has no jurisdiction or discretion to grant bond because Petitioner is an “applicant for admission” and is therefore subject to “mandatory detention” under 8 U.S.C. § 1225.

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.” (emphasis added).
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 Respondents 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.
8. Giving Respondents additional time to respond is inappropriate in this case because Petitioner faces irreparable harm due to the deprivation of her physical liberty and the ability to defend against the Petitioner’s deportation.

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**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

PAMELA BONDI, U.S. Attorney General) Case No.: 0:25-cv-62009-XXXX
Secretary of Homeland Security (“DHS”),)
TODD LYONS, Acting)
Director U.S. Immigration and Customs)
Enforcement,) [PROPOSED} ORDER TO SHOW
JUAN AGUDELO, Acting Miami Field) CAUSE
Office Director,)
DAVID HARDIN, Sheriff and Warden of)
Glades County Detention Center,)
IN THEIR OFFICIAL)
CAPACITIES)
Respondents.)

Upon consideration of Petitioner's Motion for Issuance of Order to Show Cause pursuant to 28 U.S.C. § 2243 and Petitioner's Petition for Writ of Habeas Corpus, IT IS HEREBY ORDERED that:

1. Respondents shall file a return on the Order to Show Cause why the Petition for Writ of Habeas Corpus should not be granted by [Date];
2. Petitioner shall have an opportunity to file a reply by [Date];
3. This matter shall be heard by this Court on [Date] at [Time].
4. Service of this Order shall be made by Petitioner on the United States Attorney for the Southern District of Florida by [Time] on [Date] and shall constitute good and sufficient service.

IT IS SO ORDERED.

UNITED STATES DISTRICT JUDGE