

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF OKLAHOMA
MUSKOGEE DIVISION

MARTIN SEGUNDO RIOS FERREIRA,
Petitioner,

v.

KRISTI NOEM,
Secretary of Homeland Security, et al.,
Respondents.

Civil No. 6:25-cv-00357-RAW

PETITIONER'S UNOPPOSED MOTION FOR CHANGE OF VENUE

TO THE HONORABLE JUDGE WHITE:

COMES NOW Petitioner, Martin Segundo Rios Ferreira ("Mr. Rios"), by and through his undersigned Counsel, and respectfully moves this Court to transfer this habeas corpus proceeding to the proper judicial district in Texas pursuant to 28 U.S.C. §§ 1406(a) and 1631, on the basis that Petitioner is no longer detained within this Court's jurisdiction and is now physically confined at the Bluebonnet Detention Center in Anson, Texas. In support, Petitioner states as follows:

1. Petitioner is a native and citizen of Venezuela who filed this habeas petition under 28 U.S.C. § 2241 while detained by U.S. Immigration and Customs Enforcement ("ICE") at the Cimarron Correctional Facility in Cushing, Oklahoma, located within the Eastern District of Oklahoma.

2. As reflected in the ICE Online Detainee Locator, on or about the evening of October 7, 2025, Petitioner was transferred out of Cimarron Correctional Facility and is now confined at the Bluebonnet Detention Center, 400 Veterans Drive, Anson, Texas

7. Although jurisdiction attached when the petition was initially filed in this District. Respondents' subsequent transfer of Mr. Rios's custody to a facility in another district renders continued litigation here impractical. *See Griffin v. Ebbert*, 751 F.3d 288, 290 (5th Cir. 2014) ("Jurisdiction attached on the initial filing for habeas corpus relief, and it was not destroyed by the transfer of petitioner and accompanying custodial change."). Nevertheless, federal courts routinely exercise discretion to transfer the case "to any district or division in which it could have been brought" in the interests of justice. *See* 28 U.S.C. § 1406(a); *see also* 28 U.S.C. § 1631.

8. Given that Petitioner is now detained in Anson, which lies within the geographic area corresponding to the Western District of Texas, and that district will have both jurisdiction over his immediate custodian and ready access to the relevant ICE and facility personnel, transfer will serve judicial efficiency and the interests of justice.

CONCLUSION & PRAYER

WHEREFORE, Petitioner respectfully prays that the Court enter an order changing venue to the Abilene Division of the Western District of Texas as soon as possible.

DATE: October 8, 2025.

Respectfully submitted,

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By: /s/ John M. Bray

John M. Bray
Texas Bar No. 24081360
ATTORNEY FOR PETITIONER

CERTIFICATE OF SERVICE

By my signature below, I hereby certify that on this day, I served a true and correct copy of the above and foregoing *Petitioner's Unopposed Motion for Change of Venue*, as well as any and all attachments thereto, on Counsel for Respondents by serving the same via email to Mr. Shannon Henson, Assistant U.S. Attorney for the Eastern District of Oklahoma via Shannon.Henson@usdoj.gov and/or by filing the same using the CM/ECF system.

/s/ John M. Bray
John M. Bray
Attorney for Petitioner

DATE: October 8, 2025.

CERTIFICATE OF CONFERENCE

I hereby certify that on this day, I conferred via email with Counsel for Respondents, Shannon Henson, about the relief requested in the above and foregoing *Plaintiff's Unopposed Motion for Change of Venue*, and I was informed that Respondents are not opposed to the relief requested in this motion.

/s/ John M. Bray
John M. Bray
Attorney for Petitioner

DATE: October 8, 2025.