

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

WILLIAM MUTHEE MUIRURI,

Petitioner,

v.

DON JONES, et al.,

Respondents.

Case No. 5:25-cv-1270-HE

**PETITIONER'S EMERGENCY MOTION FOR TEMPORARY RESTRAINING
ORDER AND PRELIMINARY INJUNCTION**

Petitioner William Muthee Muiruri respectfully requests the Court grant his Motion for a Temporary Restraining Order and Preliminary Injunction by ordering release from detention, or in the alternative, a stay of removal until there is a resolution of the habeas corpus petition and application for T status, as well as further enforcement of the Court's order already in place. The full grounds for this motion are set forth in an accompanying memorandum of law and exhibits in support thereof.

This motion is being filed on December 30, 2025, based on the following developments. On October 28, 2025, the Court issued an Order (Doc. 5) requiring Respondents to Respond to the Petition and setting out filing deadlines. That Order further required Respondents to "file written notice at least seventy-hours before removing, transferring, relocating, or otherwise moving Petitioner." Doc. 5, at 2. On December 30, 2025, Respondents filed such Notice (Doc. 11), allegedly "in compliance with the Court's [notice] deadline," claiming they have scheduled Mr. Muiruri to be moved from his current location "after the expiration of 72 hours from this filing." Doc. 11, at 1. However, counsel has received news from the Kay County Detention Facility that Mr. Muiruri, at least before 6:50am on December 30, 2025, was already transferred out of the facility. According to counsel for Respondents, Mr. Muiruri is allegedly now located in Cottonwood Falls, Kansas.

Mr. Muiruri now seeks an emergency order to release him due to Respondents' actions and disregard of Court orders, or in the alternative, to stay his removal and enforce the Court's order until a final decision has been rendered on his habeas petition and T Visa application.

Respectfully submitted,

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December 30, 2025