

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JUAN JOSÉ PARAMO BIESTRA,	§	
	§	
Petitioner,	§	CASE NO. 4:25-cv-5286
	§	
v.	§	
	§	
PAM BONDI, <i>et al.</i> ,	§	
	§	
Respondents.	§	

**FEDERAL RESPONDENTS' REPLY IN SUPPORT OF THEIR
MOTION TO DISMISS**

Respondents Pamela Bondi, in her capacity as United States Attorney General, Kristi Noem, in her capacity as Secretary of the U.S. Department of Homeland Security, and Bret Bradford, in his capacity as Houston Field Office Director, Immigration and Customs Enforcement, (“Federal Respondents”) file this Reply in support of their Motion to Dismiss and pursuant to the Court’s Order to reply (Dkt. No. 12).

ARGUMENT

Federal Respondents briefly respond to Petitioner’s Memorandum of Jurisdiction (Dkt. No. 11) and state that Petitioner was lawfully arrested on May 8, 2025 by Immigration and Customs Enforcement on the basis that he overstayed his visa. The attached Notice to Appear (NTA) shows that while Petitioner lawfully entered the United States on or about November 27, 2022, he was admitted on a visitor’s visa. Exhibit 1. He unlawfully overstayed that visa and remained in the United States beyond January 2, 2023. Exhibit 1. As also noted in the NTA, under Section 237(a)(1)(B) of the Immigration and Nationality Act, Petitioner has remained in the United States longer than permitted by law. Exhibit 1. As further stated in Federal

Respondents' Motion and Petitioner's filings (Dkt. No. 11, p. 2), Petitioner has already received a bond hearing and has appealed the denial. Thus, there is no relief to which this Court can provide under the petition for a writ of habeas corpus.

CONCLUSION

For the foregoing reasons, the Court lacks subject matter jurisdiction and should deny the Petition for Writ of Habeas.

Dated: January 6, 2026

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on January 6, 2026, the foregoing was filed and served on counsel of record through the Court's CM/ECF system.

/s/ Lisa Luz Parker
Lisa Luz Parker
Assistant United States Attorney