

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

SANTOS MORENTE CAHUEC

Petitioner,

v.

Samuel J. Olson, Field Office Director of Enforcement and Removal Operations, St. Paul Field Office, Immigration and Customs Enforcement; Kristi NOEM, in her official capacity as Secretary of the U.S. Department of Homeland Security; Todd Lyons, in his official capacity as acting director of U.S. Immigration and Customs Enforcement; Pam Bondi, in her official capacity as Attorney General of the United States; Ryan Shea, in his official capacity as Freeborn County Sheriff.

Respondents.

Case No. 0:25-cv-4264

**PETITIONER'S EMERGENCY
MOTION FOR TEMPORARY
RESTRAINING ORDER
UNDER FRCP 65(b) AND
PRELIMINARY INJUNCTION
UNDER FRCP 65 (a)**

**EXPEDITED HANDLING
REQUESTED**

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

Mr. Santos Morente Cahuec ("Petitioner"), pursuant to 28 U.S.C. § 2241, the Fifth Amendment of the United States Constitution, 8 U.S.C. §§ 1101 *et seq.* ("the INA"), 5 U.S.C. §§ 701 *et. seq.* (the "APA"), and Rule 65(a)

and (b) of the Federal Rules of Civil Procedure, moves the Court for entry of a Temporary Restraining Order and Preliminary Injunction enjoining Respondents, and all persons acting on Respondents' behalf, from continuing to infringe on Petitioner's constitutional rights by continuing to detain Petitioner, or taking any other related enforcement action against Petitioner. The moving party does not intend at this time to present witness testimony at an evidentiary hearing.

The reasons in support of this Motion are set forth in the accompanying Memorandum of Points and Authorities. As set forth in the Points and Authorities in support of this Motion, Petitioner raises that he warrants an emergency temporary restraining order due to his weighty liberty interests under the Due Process Clause of the Fifth Amendment in remedying his unlawful detention.

WHEREFORE, Petitioner prays that this Court grant his request for a temporary restraining order enjoining Respondents from continuing to detain Petitioner pending these proceedings, and removing Petitioner from the United States pending these proceedings. The only mechanism to ensure that Petitioner does not continue to be unlawfully detained, transferred, or removed in further violation of his due process rights is an ex-parte temporary restraining order from this Court.

DATED: November 7, 2025

Respectfully submitted,

/s/ Gloria Contreras Edin

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