

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO**

Juan de Dios Campuzano Escobar

Petitioner,

Case No.: 1:25-cv-00830

v.

KEVIN RAYCRAFT, Acting Field Office
Director of Enforcement and Removal
Operations, Detroit, United States
Immigration and Customs Enforcement, et
al.,

Magistrate Judge Jeffrey P. Hopkins

**EMERGENCY MOTION FOR
TEMPORARY RESTRAINING ORDER**

EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER

COMES NOW Mr. Campuzano Escobar, through undersigned counsel, and respectfully moves this Honorable Court, pursuant to Federal Rule of Civil Procedure 65, for a Temporary Restraining Order in connection with Petitioner's pending Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241 (or § 2254, as appropriate). Petitioner's habeas is ripe for the decision. Therefore, if Respondents remove the Petitioner to another jurisdiction, Petitioner will suffer irreparable harm.

Statement of Facts

Last night, Mr. Campuzano Escobar was at risk of being removed to Michigan and out of this court's jurisdiction. He has filed a Petition for Writ of Habeas Corpus challenging the legality of his detention, which is alleged to be unlawful federal law. There is an imminent threat now that, Petitioner can be removed without the protection of a Temporary Restraining Order, could be transferred, further detained, or otherwise prejudiced in a way that would moot the habeas action or undermine this Court's jurisdiction.

Argument and Authorities

The Petitioner's habeas proceedings have been pending before this Court since November 11, 2025, and remain unresolved as of December 19, 2025. At the last conference on December 16, 2025, this Court indicated that it is ready to issue a decision. Therefore, a transfer of the Petitioner outside the Southern District of Ohio at this juncture would undermine this Court's jurisdiction and materially interfere with its ability to adjudicate the pending habeas petition.

Such a transfer would inflict irreparable harm on the Petitioner. Habeas jurisdiction is territorially grounded, and removal of the Petitioner from this District would likely require the initiation of a new habeas action in the receiving jurisdiction, resulting in delay, duplicative litigation, and the loss of the Petitioner's carefully developed record. Courts have repeatedly recognized that interference with an ongoing habeas proceeding constitutes irreparable injury, particularly where a transfer would frustrate meaningful judicial review.

Moreover, the hardship to the Petitioner is neither speculative nor minimal. Restarting the habeas process would impose substantial procedural burdens, prolong unlawful detention, and risk inconsistent rulings—all harms that cannot be remedied after the fact. Preserving the status quo through a temporary restraining order is therefore necessary to ensure that this Court can fully and effectively exercise its jurisdiction and that the Petitioner's habeas rights are not rendered illusory.

Additionally, it would violate Petitioner's due process rights and create judicial waste in the federal court system if Respondents are just allowed to transfer Petitioner around the country.

Also, the Petitioner is more than likely to succeed on the merits of his claims because the vast majority of sister circuit courts have decided favorably and granted habeas corpus petitions to petitioner situated similarly to the Petitioner in this matter¹.

Finally, Petitioner will be taking mile and miles away from his family that resides in Ohio. His wife, who was hoping to get her law-abiding husband back home by holidays, is now devastated at the thought of being even further separated from each other.

Relief Requested

WHEREFORE, Mr. Campuzano Escobar respectfully requests that this Court issue a Temporary Restraining Order enjoining Respondents from transferring, removing, or otherwise interfering with Petitioner's custody pending the Court's decision on the Petition for Writ of Habeas Corpus, and grant any further relief deemed just and proper.

Respectfully Submitted

/s/Alisher Kassym

Alisher Kassym
Law Office of Nazly Mamedova
Cincinnati, Ohio, 45246
513-456-2959
ali@nazlylaw.com
Counsel for Petitioner

¹ Lopez v. Raycraft, 4:25-CV-2449 (N.D. Ohio Nov. 25, 2025); Godinez-Lopez v. Ladwig, 2:25-cv-02962-SHL-ATC (W.D. Tenn. Oct. 31, 2025); Roman v. Olson, 25-169-DLB-CJS (E.D. Ky. Nov. 24, 2025); Singh v. Lewis, 4:25-cv-96-RGJ, 2025 WL 2699219 (W.D. Ky. Sep. 22, 2025) Are just a few examples of them.

VERIFICATION

I, the undersigned attorney for Mr. Campuzano Escobar, hereby verify under penalty of perjury, pursuant to 28 U.S.C. § 1746, that I have reviewed the foregoing Motion for Temporary Restraining Order and, based on my knowledge, information, and belief formed after reasonable inquiry, the facts stated therein are true and correct to the best of my knowledge.

Respectfully Submitted

/s/Alisher Kassym
Alisher Kassym
Law Office of Nazly Mamedova
Cincinnati, Ohio, 45246
513-456-2959
ali@nazlylaw.com
Counsel for Petitioner

PROPOSED ORDER

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO

Juan de Dios Campuzano Escobar

Petitioner,

Case No.: 1:25-cv-00830

v.

KEVIN RAYCRAFT, Acting Field Office
Director of Enforcement and Removal
Operations, Detroit, United States
Immigration and Customs Enforcement, et
al.,

Magistrate Judge Jeffrey P. Hopkins

**EMERGENCY MOTION FOR
TEMPORARY RESTRAINING ORDER**

[PROPOSED] ORDER GRANTING TEMPORARY RESTRAINING ORDER

Upon consideration of the Motion for Temporary Restraining Order filed by Petitioner, Juan de Dios Campuzano Escobar, pursuant to 28 U.S.C. § 2241, and the record before the Court, it is hereby:

ORDERED that the Motion is GRANTED; and it is further

ORDERED that the Respondents enjoined from transferring, removing, or otherwise interfering with Petitioner's custody pending the Court's decision on the Petition for Writ of Habeas Corpus.

SO ORDERED.

DATED: _____, 2025

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on this December 19 of 2025, I caused a true and correct copy of the **Motion for Temporary Restraining Order Pursuant to 28 U.S.C. § 2241** and all accompanying documents to be served by electronic filing upon the following:

Christopher R. Yates
Assistant United States Attorney
United States Attorney's Office
303 Marconi Blvd, Suite 200
Columbus, OH 43215
Email: christopher.yates@usdoj.gov
Counsel for Respondents.

Respectfully Submitted

/s/Alisher Kassym
Alisher Kassym
Law Office of Nazly Mamedova
Cincinnati, Ohio, 45246
513-456-2959
ali@nazlylaw.com
Counsel for Petitioner