

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
WAYCROSS DIVISION**

ADRIAN VELAZQUEZ MONTIEL,

Petitioner,

v.

**WARDEN, FOLKSTON ICE
PROCESSING CENTER,**
Respondent.

Civil Action No. 5:25-cv-00165

MOTION FOR REFUND OF FILING FEE

COMES NOW Plaintiff, ADRIAN VELAZQUEZ MONTIEL, by and through the undersigned counsel, pursuant to 28 U.S.C. §1914 and the Local Rules of the United States District Court for the Southern District of Georgia, and hereby respectfully moves this Court for a refund of the filing fee paid in this matter. 28 USCS§1914.

1. On November 20, 2025, Movant filed a Complaint in this Court and paid the required filing fee of \$405 pursuant to 28 USCS§1914. Attached as Exhibit "A" is a receipt for payment of the filing fee.
2. Movant seeks a refund of this filing fee for the following reason: the filing options were void of a Habeas Corpus option, thus, resulted in the filing of a Complaint; and the filing fee for a Habeas Corpus pleading is \$5.00.

3. Federal District Courts have the authority to prescribe rules for the conduct of their business, including the handling of fees. 28 USCS§2071.
4. This Court has jurisdiction over claims for recovery of sums wrongfully collected under federal law. 28 USCS§1346
5. The Local Rules of this Court, adopted pursuant to the authority granted by Federal Rule of Civil Procedure 83, provide for the refund of filing fees under appropriate circumstances. USCS Federal Rules Civil Procedure R83.

WHEREFORE, Movant respectfully requests that this Court:

1. Grant this Motion for Refund of Filing Fee in the amount of \$400;
2. Direct the Clerk of Court to process said refund; and
3. Grant such other and further relief as this Court deems just and proper.

RESPECTFULLY submitted this 15th day of December 2025.

Respectfully submitted,

LEFKOFF LAW, LLC

By 
Steven M. Lefkoff
Georgia Bar No. 670486
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Attorneys@LefkoffLaw.com
Attorney for Petitioner

Dated: December 15, 2025

CERTIFICATE OF COMPLIANCE

Pursuant to Local Rule 7.1(D), I hereby certify on November 18, 2025, that the foregoing has been prepared in Times New roman, 14-point font, and otherwise complies with the requirements of Local Rule 5.1.

/s/ Steven Lefkoff
Steven Lefkoff

CERTIFICATE OF SERVICE

I certify that on December 15, 2025, a true copy of the foregoing document was served on all unrepresented parties and counsel of record by electronic service and/or U.S. Mail, postage prepaid.

LEFKOFF LAW, LLC



By _____
Steven M. Lefkoff
Georgia Bar No. 670486
860 Johnson Ferry Road, #140-323
Atlanta, Georgia 30342
(404) 482-2228
Attorneys@LefkoffLaw.com
Attorney for Petitioner

Dated: December 15, 2025

EXHIBIT A

Pay.gov Payment Confirmation: GEORGIA SOUTHERN DISTRICT COURT

From: **do_not_reply@psc.uscourts.gov**

November 20, 2025 at 1:02 PM

To: **steven@lefkofflaw.com**

Your payment has been successfully processed and the details are below. If you have any questions or you wish to cancel this payment, please contact: Jamie Burrell at 912-650-4020.

Account Number: 

Court: GEORGIA SOUTHERN DISTRICT COURT

Amount: \$405.00

Tracking Id: 

Approval Code: 

Card Number: 

Date/Time: 11/20/2025 01:02:35 ET

NOTE: This is an automated message. Please do not reply
