

1 Stacey King, ESQ.
CO Bar 34239
2 7500 E Arapahoe RD, Suite 385
Centennial, CO 80112
3 Telephone: (303) 304-5781
Attorney for Petitioner
4

5 UNITED STATES DISTRICT COURT
DISTRICT OF COLORADO
6

7 Huang, Guan
8 Petitioner,
9 V.

10 KRISTI NOEM, Secretary of
the United States Department of Homeland
11 Security; PAM BONDI,
United States Attorney General;
12 TODD LYONS, Director of
United States Immigration and Customs
13 Enforcement; Kelei Walker,
Field Office Director for Detention and
14 Removal, U.S. Immigration and Customs
Enforcement, Department of Homeland
15 Security; Juan Baltasar Warden,
Denver Contract Detention Center;
16 UNITED STATES DEPARTMENT OF
HOMELAND SECURITY; UNITED
17 STATES IMMIGRATION AND
CUSTOMS ENFORCEMENT;

18 Respondents
19

A ~~XXXXXXXXXX~~ Detained

Case File No.: 1:25-cv-03788-RMR

Immigration file No.:

~~XXXXXXXXXX~~
**PETITIONER'S
SECOND MOTION
FOR ENFORCMENT OF
WRIT OF HABEAS
CORPUS AND
IMMEDIATE RELEASE**

EMERGENCY MOTION

20
21 Pursuant to 28 U.S.C. § 2241 and the Court's March 20, 2026 Order (ECF
22 No. 21), Petitioner Guan Huang respectfully moves for emergency enforcement
23 and immediate release because Respondents did not provide the bond hearing the
24 Court ordered to occur by March 23, 2026 with the Government bearing the
25 burden by clear and convincing evidence. (ECF No.14)
26
27
28

1 Because Petitioner remains detained despite the missed compliance deadline,
2 Petitioner requests immediate release on parole under 8 USC §1226 (a)(2)(B).
3
4

5 **I. EMERGENCY RELIEF REQUESTED**

6 Petitioner requests that the Court order Petitioner’s immediate release from
7 custody because Respondents failed to provide the ordered bond hearing
8 by the deadline and shorten response time and set expedited consideration as the
9 Court deems appropriate.
10
11

12 **II. BASIS FOR EMERGENCY CONSIDERATION**

13 The Court ordered Respondents to provide a bond hearing by March 21,
14 2026—under 8 U.S.C. § 1226(a), with the Government bearing the burden of
15 justifying continued detention by clear and convincing evidence. (ECF No. 21).
16 Respondents concede that by the March 23 deadline, there was no bond
17 determination. Thus, the ordered process and the ordered deadline were not met,
18 and Petitioner remains detained.
19
20

21 Every day of continued detention past a habeas compliance deadline is
22 irreparable, and habeas relief is meant to be swift and effective. See *Boumediene v.*
23 *Bush*, 553 U.S. 723, 779 (2008); 28 U.S.C. § 2243.
24

25 **III. RELEVANT FACTS**

26 1. On March 9, 2026, the Court granted Petitioner’s habeas petition and ordered
27 Respondents to provide Petitioner a bond hearing under 8 U.S.C. § 1226(a) within
28

1 ten days, and to bear the burden by clear and convincing evidence of
2 dangerousness or flight risk. (ECF No. 14) (See also ECF No. 19 at 1–2.)

3
4 2. Respondents acknowledge the deadline for the ordered bond hearing was March
5 19, 2026. (ECF No. 19 at 2.)

6
7 3. Respondents further acknowledge that although proceedings were convened on
8 March 19, 2026, the immigration judge rescheduled the matter to March 23, 2026
9 “to give the parties more time to prepare” and because the parties “did not have
10 time to upload documents.” (ECF No. 19 at 2–4.)

11
12 4. As of the deadline, there has been no custody determination under the Court’s
13 ordered framework (burden on the Government; clear and convincing standard).
14 Petitioner remains detained. (ECF No. 19 at 2–4.)

15
16 5. The immigration judge canceled the bond hearing set for March 23, 2026, and
17 the new deadline passed without a bond hearing.

18 **IV. LEGAL AUTHORITY**

19
20 Habeas courts have broad authority to enforce compliance and order release.
21 A district court resolving a habeas petition must “dispose of the matter as law and
22 justice require.” 28 U.S.C. § 2243. The “typical” core habeas remedy is release
23 from unlawful custody. *Munaf v. Geren*, 553 U.S. 674, 693 (2008).

24
25 When the Government does not provide the process a habeas order requires
26 by the deadline, release is the appropriate enforcement remedy.

27
28 Where a court has ordered a specific process by a date certain to cure

1 unlawful detention, and the Government does not provide that process, continued
2 detention is no longer justified under the court's order. See 28 U.S.C. § 2243;
3
4 *Boumediene*, 553 U.S. at 779.

5 **V. ARGUMENT**

6 The Court's March 20 Order required a bond hearing by March 23, 2026
7 with the Government bearing the burden by clear and convincing evidence.
8 Respondents concede that a hearing was not held,
9

10 Petitioner remains in custody without the ordered, burden-shifting bond
11 hearing by the date certain the Court imposed. (ECF No. 21) Under § 2243, the
12 Court should enforce its Order and order immediate release.
13

14 **VI. CONCLUSION**

15 For the foregoing reasons, Petitioner respectfully requests that the Court order his
16 immediate release.
17

18
19
20 Respectfully submitted,

21 _____
/s/ Stacey King

22 Stacey King, ESQ.
23 CO Bar 34239
24 7500 E Arapahoe RD, Suite 385
25 Centennial, CO 80112
26 Telephone: (303) 304-5781
27 Attorney for Petitioner
28

CERTIFICATION FOR EMERGENCY MOTION

(1) Petitioner is unlawfully detained, and every day his irreparable harm is compounded, where no remedy of law can make him whole;

(2)

Stacey King, ESQ.
7500 E Arapahoe RD, Suite 385
Centennial, CO 80112
Telephone: (702) 372-3721
Attorney for Petitioner

Winnie Wu
Assistant United States Attorney
United States Attorney's Office | District of Colorado
1801 California Street, Suite 1600
Denver, CO 80202
Work Cell: (303) 653-0352
Email: winnie.wu@usdoj.gov
Attorney for Respondents

KRISTI NOEM, Secretary of the United States Department of Homeland Security
2707 Martin Luther King Jr AVE SE
Washington DC 20528-0525

PAM BONDI, US Department of Justice
950 Pennsylvania Ave NW
Washington DC 20530

Todd Lyons
ICE Director
500 12th St., SW, Washington, D.C., 20536

Juan Baltasar
Warden
Denver Contract Detention Facility
3130 Oakland St, Aurora, CO 80010

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Peter McNeilly
U.S. Attorney for Colorado
U.S. Attorney's Office
1801 California St #1600, Denver, CO 80202

Kelei Walker
Denver Field Office
12484 E Weaver Pl, Centennial, CO 80111

(3)I hereby certify that I conferred in good faith with opposing counsel regarding the relief requested in the Motion for Enforcement by telephone, who stated that Respondents oppose the motion, on March 23, 2026.

Date: 03/23/2026

/s/ Stacey King
Stacey King, ESQ.
CO Bar 34239
7500 E Arapahoe RD, Suite 385
Centennial, CO 80112
Telephone: (303) 304-5781
Attorney for Petitioner

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on March 23, 2026, I electronically filed the foregoing MOTION For Enforcement with the Clerk of Court using the CM/ECF system, which will send notification of such to Respondents.

Date: 03/23/2026

_____/s/ Stacey King_____

Stacey King, ESQ.
CO Bar 34239
7500 E Arapahoe RD, Suite 385
Centennial, CO 80112
Telephone: (303) 304-5781
Attorney for Petitioner