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Attorney for Petitioner

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS**

ABDI LOPEZ HERNANDEZ,)	CASE NO. 3:25-cv-579-LS
Petitioner)	
)	PETITIONERS' EX PARTE
vs.)	APPLICATION FOR
)	TEMPORARY RESTRAINING
TODD LYONS, Acting Director,)	ORDER AND ORDER TO SHOW
Immigration and Customs)	CAUSE
Enforcement, KRISTI NOEM,)	
Secretary of United States)	
Department of Homeland Security,)	
MARISSA A. FLORES,)	
Immigration and Customs)	
Enforcement, El Paso Field Office)	
Director, DIRECTOR, El Paso)	
Service Processing Center,)	
PAMELA BONDI, United States)	
Attorney General,)	
Respondents)	

Pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure, Petitioner hereby moves the Court for emergency relief in the form of a temporary restraining order directing Respondents to release Petitioner from their custody with no conditions of release, such as GPS monitoring, that would constitute *de facto* custody, or to provide Petitioner with an individualized bond hearing before an immigration judge pursuant to 8 U.S.C. § 1226(a).

Petitioner also seeks a temporary restraining order enjoining the Respondents from relocating Petitioner outside of the Western District of Texas or the District of New Jersey pending final resolution of this case.

Petitioner further moves for the issuance of an order to show cause as to why a preliminary injunction should not issue.

This application is supported by the Memorandum of Points and Authorities, accompanying exhibits, as well as any additional submissions that may be considered by the Court.

Respectfully submitted,

Date: November 24, 2025

By: /s/ Eric M. Mark

Eric M. Mark

Attorney for Petitioner

Law Office of Eric M. Mark

96 Summer Ave

Newark, NJ 07104

Tel: (973) 306-4246

/s/ Javier Maldonado

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PROOF OF SERVICE

I, the undersigned, declare that my office is in Newark, New Jersey. I am over the age of eighteen (18) years and not a party to the action within. My business address is 96 Summer Ave Newark, NJ 07104. On November 24, 2025, I served the following documents

PETITIONERS' EX PARTE APPLICATION FOR TEMPORARY RESTRAINING

ORDER AND ORDER TO SHOW CAUSE by placing a true and correct copy in a sealed envelope, each addressed as follows:

Kristi Noem
U.S. Department of Homeland Security
9707 Martin Luther King Jr Ave SE
Washington, D.C. 20528

Todd Lyons
U.S. Immigration and Customs Enforcement is:
500 12th Street SW
Washington, DC 20536

Marissa A. Flores
Enforcement and Removal Operations
El Paso Field Office
11541 Montana Ave. Suite E
El Paso, TX 79936

Director – El Paso Service Processing Center
8915 Montana Ave.
El Paso, TX 19925

Pamela Bondi
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Civil Process Clerk
U.S. Attorney's Office
700 E. San Antonio, Suite 200
El Paso, TX 19901

By mail. I am readily familiar with the business for collection and processing of correspondence for mailing in the United States Postal Service and that this document, with

1 postage fully prepaid, will be deposited with the United States Postal Service this date in the
2 ordinary course of business.

3 I declare under the penalty of perjury that the foregoing is true and correct. Executed on
4 November 24, 2025, at Newark, New Jersey.

5 /s/ Eric M. Mark
6 Eric M. Mark
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