

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

Marco Ganan Bagua,

Petitioner,

v.

Pamela Bondi, Attorney General,

0:25-cv-4545-NEB-DTS

Kristi Noem, Secretary, U.S. Department of  
Homeland Security,

**EMERGENCY MOTION  
FOR TEMPORARY  
RESTRAINING ORDER**

Department of Homeland Security,

Todd M. Lyons, Acting Director of Immigration  
and Customs Enforcement,

Immigration and Customs Enforcement,

Daren K. Margolin, Director for Executive Office  
for Immigration Review,

Executive Office for Immigration Review,

David Easterwood, Acting Director, St. Paul Field  
Office, Immigration and Customs Enforcement,

And,

Joel Brott,  
Sheriff of Sherburne County,

Respondents.

**EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER**

For the reasons set forth in the accompanying memorandum, Petitioner hereby moves immediate and emergency basis for a Temporary Restraining Order pursuant to Rule 65(a) prohibiting Respondents from moving Petitioner outside of the geographic boundaries of the Federal District of Minnesota for the duration of these proceedings.

Petitioner is an Ecuadorian national who has resided in the United States since about June 25, 2021. On or about November 24, 2025, Respondents took Petitioner into custody in Minnesota and immediately transferred Petitioner to a law enforcement detention facility within Minnesota, where he remains. Respondents, however, may move Petitioner out of this district without notice.

Petitioner can only be detained pursuant to 8 U.S.C. § 1226(a) under the facts of this case.

Petitioner hereby moves as follows:

1. Petitioner seeks a Temporary Restraining Order enjoining Respondents from moving Petitioner outside of the geographic boundaries of the District of Minnesota.
2. Petitioner seeks a Temporary Restraining Order ordering Respondents to hold a bond hearing in accordance with 8 U.S.C. § 1226(a) to determine Petitioner's ongoing custody within seven days.

WHEREFORE, Plaintiff respectfully requests this Court:

- A. Grant this Temporary Restraining Order; and,
- B. Grant such other and further relief as justice may require.

DATED: December 8, 2025

Respectfully submitted,

/s/ David Wilson

David Wilson  
MN Attorney Lic. No. 0280239  
Wilson Law Group  
3019 Minnehaha Avenue  
Minneapolis, MN 55406  
(612) 436-7100 / [dwilson@wilsonlg.com](mailto:dwilson@wilsonlg.com)

/s/ Lee Anne Mills

Lee Anne Mills  
MN Attorney Lic. No. 0402913  
Wilson Law Group  
3019 Minnehaha Avenue  
Minneapolis, MN 55406  
(612) 436-7100 / [lmills@wilsonlg.com](mailto:lmills@wilsonlg.com)

Attorneys for Petitioner