

ENTERED

December 15, 2025

Nathan Ochsner, Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

KIKEY M-O.,¹
Petitioner,

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v.

CIVIL ACTION NO. 1:25-cv-319

FRANCISCO VENEGAS, *et al.*,
in their official capacities,
Respondents.

ORDER TO SHOW CAUSE PURSUANT TO 28 U.S.C. § 2243

Before the Court is Petitioner Kikey M-O.’s “Petition for Writ of Habeas Corpus and Complaint for Declaratory and Injunctive Relief” (Dkt. No. 1). Petitioner, a citizen of Mexico, claims his continued detention violates 8 U.S.C. § 1226(a); Bond Regulations, 8 C.F.R. §§ 236.1, 1236.1 and 1003.19; 8 U.S.C. § 1225(b)(2); and the Fifth Amendment right to due process. *Id.* at 10-12.

Petitioner’s allegations raise a genuine question as to whether his continued detention violates federal law and the U.S. Constitution. Because it does not plainly appear that Petitioner is not entitled to the requested relief, the Court must “forthwith award the writ [of habeas corpus] or issue an order directing the respondent to show cause why the writ should not be granted[.]” 28 U.S.C. § 2243.

Accordingly, pursuant to 28 U.S.C. § 2243, Respondents are **ORDERED** to show cause why the writ of habeas corpus should not be granted **no later than January 5, 2026**. If Petitioner chooses to file a reply to Respondents’ response to this order, Petitioner must do so **no later than January 20, 2026**.

At this time, the Court finds good cause exists to forego setting a hearing until the issues in the case are fully briefed.

¹ Due to significant privacy concerns in immigration cases and noting that judicial opinions are not subject to Federal Rule of Civil Procedure 5.2, any opinion, order, judgment, or other disposition in this case will refer to the petitioner only by first name and last initial.

Signed on December 15, 2025.

Karen Betancourt

Karen Betancourt
United States Magistrate Judge