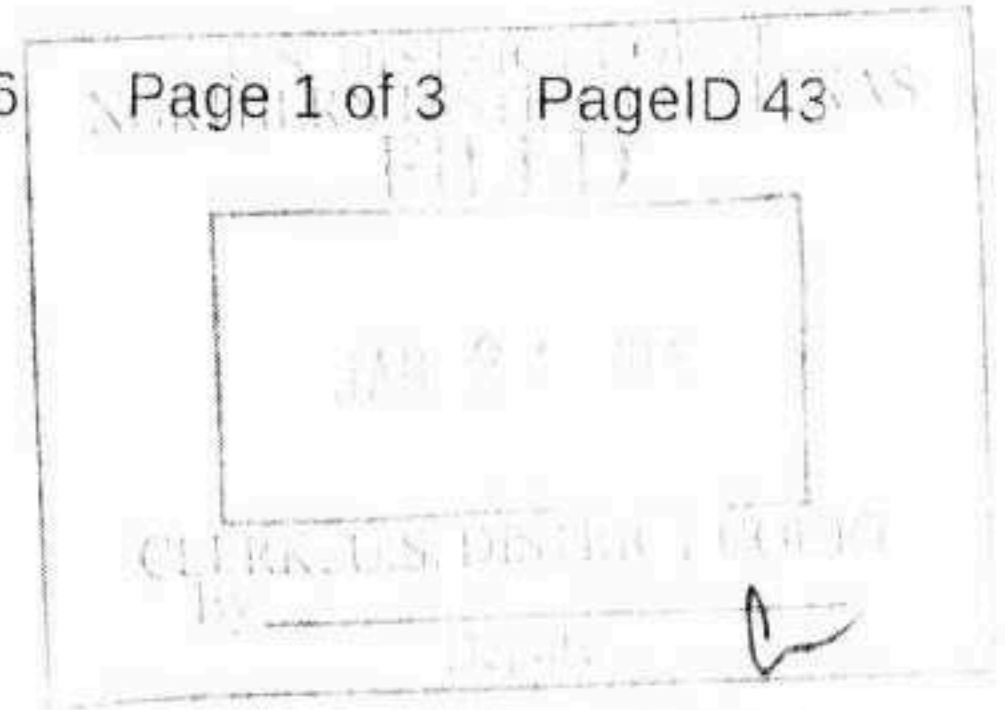


Name: Patrick Nyantakyi
A Number: ~~XXXXXXXXXX~~
Pro Se Petitioner Detained
Address: 1209 Sunflower Lane
Alvarado Texas 76009



3:25-cv-3444

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF TEXAS

Name: Patrick Nyantakyi

PETITIONER

v

Donald J. Trump, in his official capacity as the
President of the United States of America;

Kristi Noem, in her official capacity as the
Secretary of the United States Department of
Homeland Security(DHS);

Todd Lyons, in his official capacity as the Acting
Director, U.S Immigration and Custom Enforcement(ICE);

Pamela Bondi, in her official capacity as the Attorney
General of the United States of America;

Josh Johnson, in his official capacity as the Acting Director
of Immigration and Customs Enforcements and Removal
Operations Dallas Field Office; and

Thomas Bergami, in his official capacity as the
Warden of Prairieland Detention Center;

RESPONDENTS,

EMERGENCY MOTION TO EXPEDITE RULING ON HABEAS CORPUS PETITION

Pro Se Petitioner, Patrick Nyantakyi with a pending Writ of Habeas Corpus petition with this Court moves for an emergency motion to expedite RESPONDENTS' response and hearing to his Habeas Corpus petition with Case Number: 3:25-CV-3444-X-BK. This court has jurisdiction under 28 U.S.C section 2243 to order Respondents to file a return within three days, unless they can show good cause for additional time. See 28 U.S.C section 2243 (stating that an order to show good cause why a petition for a writ of Habeas corpus should be denied is returnable "within three days unless for good cause additional time, not exceeding twenty days is allowed")

GROUNDING;

1. Congress provided that "good cause" is shown if a right under the Constitution of the United States or a Federal Statute would be maintained in a factual context that indicates that a request for expedited consideration has merit.
2. Petitioner argues in his Writ of Habeas Corpus petition and this emergency motion to expedite hearing and ruling of his Writ of Habeas Corpus petition that his LIBERTY RIGHTS and DUE PROCESS CLAUSE under the FIFTH AMENDMENTS of the United States Constitution is being violated.
3. Petitioner who remained detained after an Immigration Judge ordered his release from civil detention was subject to detention because Respondents(DHS) invoked the automatic stay provision under 8 C.F.R section 1003.19(i)(2) after they appealed the Immigration Judge's decision to the Board of Immigration Appeals(BIA).The statute provides DHS authority to stay the Judge's order for 90 days pending the BIA ruling on the appeal and if the BIA doesn't act on the appeal, the stay lapses.
4. As of today, the 90 day stay of the Immigration Judge has lapsed and no ruling has been made by the BIA but DHS refuses to release petitioner from civil detention which violates his liberty rights under the FIFTH AMENDMENTS of the United States Constitution.
5. Petitioner prays that this court use its authority under 28 U.S.C section 2243 to order Respondents to file a return within three days, unless they can show good cause for additional time. See 28 U.S.C section 2243 (stating that an order to show good cause why a petition for a writ of Habeas corpus should be denied is returnable "within three days unless for good cause additional time, not exceeding twenty days is allowed")

Respectfully submitted,

Patrick Nyantakyi

Date: January 10, 2026

Signature: 

EXHIBIT 5:

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EMERGENCY MOTION TO EXPEDITE RULING ON HABEAS
CORPUS PETITION.

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