

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 25-25972-CIV-SMITH

JUSTIN SANTIAGO TEJEDA-GALO, *as*
next friend on behalf of NILDA GALO-AMADOR,

Petitioner,

v.

GARRETT J. RIPA *and* TODD LYONS,

Respondents.

**ORDER OF DISMISSAL FOR FAILURE TO PROSECUTE
AND COMPLY WITH COURT ORDERS**

This case comes before the Court upon a *sua sponte* review of the record. On December 17, 2025, a Petition was filed under 28 U.S.C. § 2241 by Justin Santiago Tejada-Galo (“Tejada-Galo”), on Petitioner’s behalf. (Pet. [DE 1] 1.) Writing for Petitioner, Tejada-Galo alleges that Petitioner has been unlawfully detained by Immigration and Customs Enforcement (“ICE”). (Pet. 3–4.) For the following reasons, the Petition is **DISMISSED WITHOUT PREJUDICE** for failure to prosecute and comply with Court orders.

A district court may dismiss a case, on its own initiative, if a petitioner abandons its prosecution of the suit. *See Link v. Wabash R. Co.*, 370 U.S. 626, 630–31 (1962). Courts are vested with this inherent power “to manage their own affairs so as to achieve the orderly and expeditious disposition of cases” and “to clear their calendars of cases that have remained dormant because of the inaction or dilatoriness of the parties seeking relief.” *Id.* “The court’s power to dismiss is an inherent aspect of its authority to enforce its orders and ensure prompt disposition of lawsuits.” *Jones v. Graham*, 709 F.2d 1457, 1458 (11th Cir. 1983) (per curiam). Accordingly, “[a] district court can dismiss a case *sua sponte*” if a party “fails to comply with a court order.”

Daker v. Comm'r, Ga. Dep't of Corr., 850 F. App'x 731, 733 (11th Cir. 2021) (citing *Betty K Agencies, Ltd. v. M/V Monada*, 432 F.3d 1333, 1337 (11th Cir. 2005)) (per curiam); *see also Moon v. Newsome*, 863 F.2d 835, 837 (11th Cir. 1989) (ruling that dismissal with prejudice is generally “not an abuse of discretion” when a litigant disregards an order, “especially where the litigant has been forewarned”); *Jamerson v. Sec'y Dep't of Corr.*, 774 F. App'x 623, 624 (11th Cir. 2019) (“In general, a dismissal without prejudice is not an abuse of discretion” (citing *Dynes v. Army Air Force Exchange Serv.*, 720 F.2d 1495, 1499 (11th Cir. 1983))) (per curiam).

That disposition is warranted here. On January 8, 2026, this Court ordered that an Amended Petition be filed because Tejeda-Galo failed to demonstrate an entitlement to “next friend” status. (Ord. [DE 5] 1–3.) The Court warned that “[f]ailure to file an adequate Amended Petition” by the Court’s February 9, 2026, deadline would “result in dismissal of this case without prejudice and without further notice.” (Ord. 3.) The Court’s deadline for filing an adequate Amended Petition has now long passed, and neither Petitioner nor Tejeda-Galo has filed an adequate Amended Petition or moved for an extension to do so.

Based on the foregoing, it is hereby **ORDERED AND ADJUDGED** that:

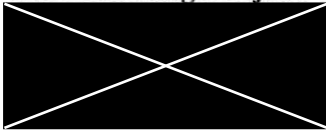
1. This case is **DISMISSED WITHOUT PREJUDICE** for failure to prosecute and failure to comply with Court orders.
2. The Clerk is ordered to **CLOSE** this case.
3. The Clerk shall **MAIL** a copy of this order to Petitioner at the address listed below and file a Notice of Compliance confirming the same

DONE AND ORDERED in Fort Lauderdale, Florida, on this 3rd day of March, 2026.




RODNEY SMITH
UNITED STATES DISTRICT JUDGE

cc: **Justin Santiago Tejada-Galo, *pro se***



Nilda Galo-Amador, *pro se*

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