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11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA (Las Vegas)**

13 **KEVIN ELIEL AGUIRRE SOLIS**

14 *Petitioner,*

15 v.

16 **KRISTI NOEM, U.S. DEPARTMENT OF**
17 **HOMELAND SECURITY, PAMELA J.**
18 **BONDI, U.S. DEPARTMENT OF**
19 **JUSTICE, TODD LYONS, BRIAN**
20 **HENKEY, U.S. IMMIGRATION AND**
CUSTOMS ENFORCEMENT, AND
JOHN MATTOS,

21 *Respondents.*

Case No: 2:26-cv-00053-APG-EJY

**Petitioner’s Motion for an Expedited Ruling
on Temporary Restraining Order**

22
23 Kevin Eliel Aguirre Solis (“Petitioner” or “Mr. Aguirre Solis”), through his attorney,
24 Michael Kagan, and student attorneys Tia Zghaib and Raymond Wu of the UNLV
25 Immigration Clinic, respectfully moves this Court for an Expedited Ruling on his Motion for a
26 Temporary Restraining Order (“TRO”) or Preliminary Injunction (“PI”) (ECF No. 2).
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1 **I. INTRODUCTION**

2 Petitioner has been continuously detained since July 15, 2025, without any
3 constitutionally adequate custody determination ("bond hearing"). Federal Respondents
4 ("Respondents") erroneously placed Petitioner in expedited removal proceedings, stripping him
5 of his legal rights to a bond hearing. Given Respondents' concessions in their response to
6 Petitioner's application for a TRO (ECF No. 14), an expedited order is appropriate.

7 Petitioner seeks an expedited TRO or PI to order an immediate bond hearing, with the
8 understanding that it may take more time for the Court to draft and issue a final decision on his
9 Petition.

10 **II. LEGAL STANDARD**

11 Federal courts possess inherent authority to control their dockets and to expedite
12 proceedings where justice so requires. *See Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936).
13 Rule 1 of the Federal Rules of Civil Procedure mandates that the rules be construed and
14 administered to secure the just, speedy, and inexpensive determination of every action and
15 proceeding. Fed. R. Civ. P. 1. Given the time-sensitive nature of the issues presented in this
16 case, expedited consideration of the TRO is necessary to ensure compliance with the principles
17 of justice and to prevent further harm.

18 **III. GOOD CAUSE EXISTS TO EXPEDITE A RULING**

19 **A. Petitioner is Likely to Succeed on the Merits and is Experiencing**
20 **Ongoing Irreparable Harm**

21 Respondents' concessions in their Reply (ECF No. 14) should be taken as a concession
22 that Petitioner is likely to succeed on the merits.
23

24 **B. Petitioner is Suffering Irreparable Injury**

25 Petitioner's detention constitutes a daily and continuing loss of liberty, which itself
26 constitutes irreparable harm. Each additional day of detention exacerbates the constitutional
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1 and statutory injury alleged in Petitioner’s habeas petition (ECF No. 1) and Petitioner’s
2 application for a TRO (ECF No. 2). Petitioner has been in continuous detention for nearly eight
3 (8) months, and this detention will extend indefinitely, given the present appeal to the Board of
4 Immigration Appeals (“BIA”) and the current government policies surrounding immigration
5 detentions. Regardless, removal to Nicaragua, Petitioner’s country of origin, is not possible
6 because Petitioner’s Withholding of Removal status was granted due to clear fears for his safety
7 if he were to return to Nicaragua. Therefore, removal is not reasonably foreseeable, and there is
8 no endpoint to detention absent judicial intervention.
9

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11 **C. Expedited Action Will Not Prejudice Respondents**

12 Expedited action will not prejudice Respondents. Instead, Respondents’ reply concedes
13 that Petitioner should be given a bond hearing. By contrast, any further delay substantially
14 prejudices Petitioner.

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16 **IV. CONCLUSION**

17 Given that Respondents have not contested Petitioner’s position that he should receive a
18 bond hearing in Immigration Court, Petitioner respectfully requests that this Court provide an
19 expedited ruling on Petitioner’s TRO or Preliminary Injunction and immediately order a bond
20 hearing for Petitioner within seven (7) days of the order.

21 DATED this 8th day of February, 2026.

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23 Respectfully Submitted,

24 /s/Michael Kagan
25 Michael Kagan
26 Nevada Bar. No. 12318C

27 /s/Tia Zghaib
28 Tia Zghaib

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/s/Raymond Wu
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