

U.S. Department of Justice
Executive Office for Immigration Review

Fee Waiver Request

FILED

5:26cv110

APR 27 2026

Answer all items in English. (Type or Print)

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEPUTY CLERK

NAME AND ALIEN ("A") NUMBER

If more than one respondent is included in your application, motion, or appeal, only the lead respondent need

Sosa Garcia Eric Joel
Name (Last, First, Middle)

[Redacted]
Alien ("A") Number

AFFIDAVIT IN SUPPORT OF FEE WAIVER REQUEST.

(This affidavit is to be signed by the respondent, not the respondent's attorney or representative of record.)

I declare under penalty of perjury, pursuant to 28 U.S.C. § 1746, that I am the person above and that I am unable to pay the filing fee. I believe that my application/motion/appeal is valid and not frivolous, and I declare that the following information is true and correct to the best of my knowledge.

Eric Joel Sosa Garcia
(Print name of respondent filing the form)

Eric Joel Sosa Garcia
(Signature of respondent filing the form)

04/23/26
(Date signed)

The Immigration Judge may grant your fee waiver request for an EOIR application or motion filed with the Immigration Court if you show that you are unable to pay the filing fee. The Board of Immigration Appeals (BIA) may grant your fee waiver request for an appeal or motion filed with the BIA if you show that you are unable to pay the filing fee. If this fee waiver request does not establish your inability to pay the required fee, your application, motion, application, or appeal will not be deemed properly filed. 8 C.F.R. §§ 1003.8 and 1003.24(d). You must answer all questions on the form even if the answer is "\$0.00".

1. Estimate your average monthly amount of money received from each of the following sources. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the average monthly rate. Use gross amounts, that is, amounts before any deductions for taxes and other state/federal payroll withholdings.

Income Sources	Monthly Average
Employment, including self-employment	\$ 0.00
Income from real property (such as rental income)	\$ 0.00
Interest from checking and/or saving account(s)	\$ 0.00
All other income, including but not limited to these and other sources: alimony, child support, interest, dividends, social security, annuities, unemployment, public assistance, etc.	\$ 0.00
1.A.: TOTAL AVERAGE MONTHLY INCOME	\$ 0.00

2. Estimate your average monthly expenses. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

Expense Sources	Monthly Average
Rent or home-mortgage payment(s) (include lot rented for mobile home)	\$ 0.00
Utilities (electricity, heating fuel, water, sewer, telephone, internet, etc.)	\$ 0.00
Installment payments or outstanding debits (credit card(s), store credit card(s), vehicle payment, personal loan(s), etc., but not including rent or home-mortgage payments)	\$ 0.00
Living expenses (food, clothing, transportation, child care, tuition, etc.)	\$ 0.00
All other expenses, including but not limited to these and other sources: alimony, child support, insurance, medical, health, any state or federal taxes, attorney fees, etc.	\$ 0.00
2.B: TOTAL AVERAGE MONTHLY EXPENSES	\$ 0.00

3. Calculate ability to pay filing fee (total income minus total expenses):

TOTAL AVERAGE MONTHLY INCOME (1.A):	\$ 0.00
TOTAL AVERAGE MONTHLY EXPENSES (2.B):	- \$ 0.00
TOTAL:	\$ 0.00

4. Provide any other information that will help explain why you cannot pay the filing fees for your appeal, motion, or application. Include your name and "A" number on all pages of any additional document(s) or additional pages.

Attorney or Representative (if any):

(If an attorney or representative is submitting this form, the attorney or representative must complete, sign, and date below.)

I hereby attest that I have reviewed the details provided herein and I am satisfied that this fee waiver request is made in good faith.

Signature of Attorney or Representative	Print Name	EOIR ID Number	Date
---	------------	----------------	------

Paperwork Reduction Act Notice: Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a valid OMB control number. We try to create forms and instructions that are accurate, can be easily understood, and which impose the least possible burden on you to provide us with information. The estimated average time to complete this form is one (1) hour. If you have comments regarding the accuracy of this estimate, or suggestions for making this form simpler, you can write to the Executive Office for Immigration Review, Office of the General Counsel, 5107 Leesburg Pike, Suite 2600, Falls Church, Virginia 22041.

Privacy Act Notice: The information on this form is requested to determine if you have established eligibility for the fee waiver you are seeking. The legal right to ask for this information is located at 8 C.F.R. § 1003.8(a)(3). EOIR may provide this information to other Government agencies. Failure to provide this information may result in denial of your request.

When the Petition was filed, the filing fee was not paid and no application to proceed *in forma pauperis* (“IFP”) was filed. Therefore, by Order dated January 13, 2026, the Court ordered that either the fee be paid or a proper IFP application be filed. (Dkt. No. 10). The Order was sent to both Sosa Garcia and his purported next friend, Jimenez Sanchez. (*Id.*). In the Order, the Court advised Sosa Garcia and Jimenez Sanchez that non-compliance with the Court’s Order might result in dismissal of the Petition without further notice for want of prosecution and failure to comply with the January 13, 2026 Order. (Dkt. No. 10). To date, no fee has been paid and no IFP application has been filed.

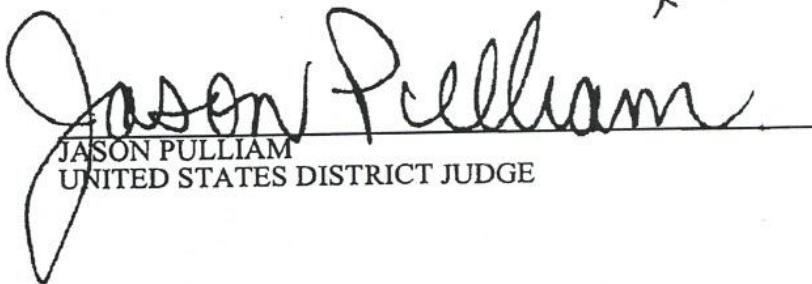
Pursuant to Rule 41(b) of the Federal Rules of Civil Procedure, a district court may *sua sponte* dismiss an action for failure to prosecute or for failure to comply with any court order. *Griggs v. S.G.E. Mgmt., LLC*, 905 F.3d 835, 844 (5th Cir. 2018); *Larson v. Scott*, 157 F.3d 1030, 1031 (5th Cir. 1998); *see* FED. R. CIV. P. 41(b). “This authority [under Rule 41(b)] flows from the court’s inherent power to control its docket and prevent undue delays in the disposition of pending cases.” *Boudwin v. Graystone Ins. Co.*, 756 F.2d 399, 401 (5th Cir. 1985) (citing *Link v. Wabash, R.R. Co.*, 370 U.S. 626, 629 (1962)).

By failing to either pay the filing fee or file a proper IFP application, the parties have failed to comply with this Court’s January 13, 2026 Order. (Dkt. No. 10). As warned in the January 13, 2026 Order, non-compliance subjects the Petition to dismissal. (*Id.*). Accordingly, the Court finds the Petition should be dismissed for want of prosecution and failure to comply with the Court’s January 13, 2026 Order. *See* FED. R. CIV. P. 41(b).

IT IS THEREFORE ORDERED that the 28 U.S.C. § 2241 Petition for Writ of Habeas Corpus filed by Dionisia Elvira Jimenez Sanchez as “next friend” on behalf of Eris Joel Sosa Garcia (ECF No. 1) is **DISMISSED WITHOUT PREJUDICE** for want of prosecution and failure to comply with the Court’s January 13, 2026 Order. *See* FED. R. CIV. P. 41(b).

It is so **ORDERED**.

SIGNED this 9th day of March, 2026.


JASON PULLIAM
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

ERIS JOEL SOSA GARCIA,
A# [REDACTED], By Next Friend
DIONISIA ELVIRA JIMENEZ
SANCHEZ,

Petitioner,

v.

WARDEN, South Texas ICE Processing
Center; ET AL.,

Respondents.

SA-26-CV-00110-JKP

FINAL JUDGMENT

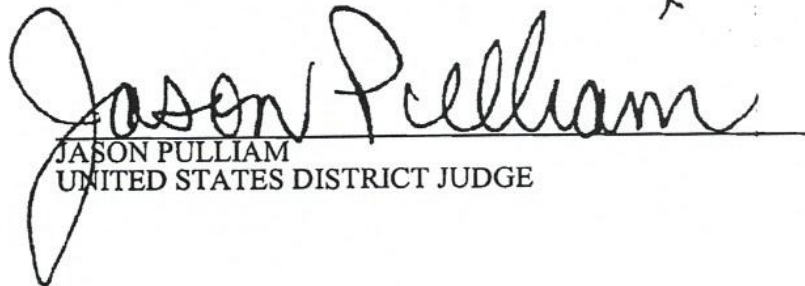
Before the Court is the above-entitled cause. Upon review of the entire case file and this Court's Order dismissing without prejudice the 28 U.S.C. § 2241 Petition for Writ of Habeas Corpus filed by Dionisia Elvira Jimenez Sanchez as "next friend" on behalf of Eris Joel Sosa Garcia, the Court renders the following Final Judgment Pursuant to FED. R. CIV. P. 58.

IT IS HEREBY ORDERED that the 28 U.S.C. § 2241 Petition for Writ of Habeas Corpus filed by Dionisia Elvira Jimenez Sanchez as "next friend" on behalf of Eris Joel Sosa Garcia is **DISMISSED WITHOUT PREJUDICE** for want of prosecution and failure to comply with the Court's January 13, 2026 Order. *See* FED. R. CIV. P. 41(b).

IT IS FINALLY ORDERED that this matter is **CLOSED**.

It is so **ORDERED**.

SIGNED this 9th day of March, 2026.


JASON PULLIAM
UNITED STATES DISTRICT JUDGE

En's Jack S. Smith
A 205 83275
South Texas Ice processing Center
566 Veterans Drive Pearland TX 78061

SAN ANTONIO TX 78207
25 APR 2026 AM 4



quadiant
FIRST-CLASS MAIL
IMI
\$000.74⁹
04/24/2026 ZIP 78031
043MB1270450

US POSTAGE

CVO

RECEIVED

APR 27 2026

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY  CLERK

CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
262 WEST NUEVA STREET
SAN ANTONIO TX 78207

78207-452999

