

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MEYER DIVISION**

STEPHEN O. BANJOKO,

Plaintiff-Petitioner,

v.

**KEVIN J. RAMBOSK,
GARRETT J. RIPA, TODD
LYONS, KRISTI NOEM, and
PAMELA BONDI,**

Defendants-Respondents.

Civil No. 2:26-cv-00058-KCD-DNF

EMERGENCY MOTION TO ENFORCE

COMES NOW Plaintiff-Petitioner STEPHEN OLUSEGUN BANJOKO, (“Petitioner”) in accordance with Local Rule 3.01(f), and respectfully moves the Court for entry of an Order directing his immediate release from immigration detention, and in support respectfully provides as follows:

1. On March 19, 2026, this Court entered its Order granting in part and denying in part Petitioner’s Petition for Writ of Habeas Corpus (Dkt. No. 13). In its Order, the Court expressly directed Respondents to provide Petitioner with the informal interview required by 8 C.F.R. § 241.13(i)(3) on or before April 3, 2026, and further ordered that, “[i]f that procedure is not provided by the Court’s deadline, Respondents are directed to release Banjoko.” See Order (Dkt. No. 13) at p. 23.

2. The Court's directive was clear, mandatory, and self-executing. Respondents were required to either: (a) provide the required informal interview by April 3, 2026; or (b) release Petitioner from custody.

3. The April 3, 2026, deadline has now passed.

4. Petitioner advised undersigned counsel on this same date (following weeks of difficulty being able to accomplish communication with counsel from the detention facility) that Respondents have not provided him with any informal interview required under 8 C.F.R. § 241.13(i)(3) nor have Respondents afforded him any of the procedural protections mandated by this Court's Order at issue.

5. Respondents have also failed to release Petitioner from immigration detention. As a result, Petitioner remains in unlawful custody in contravention of this Court's Order.

6. Because Respondents failed to provide the required procedure by the Court's deadline of April 3, 2026, release is required. This Court expressly retained enforcement jurisdiction. *See* Order (Dkt. No. 13) at p. 23.

7. Continued detention of Petitioner following noncompliance by Respondents constitutes an ongoing and unlawful deprivation of liberty. Each additional day of confinement exacerbates that harm.

8. Expedited relief is warranted given the liberty interest at stake and clear and unambiguous terms of the Court's Order at issue (Dkt. No. 13).

9. Petitioner does not seek reconsideration of the Court's prior ruling. He seeks enforcement. The Court has already determined the appropriate remedy in the event of noncompliance by Respondents. That condition has now occurred. Petitioner must be released.

* * *

WHEREFORE by and through undersigned counsel Petitioner respectfully requests entry of an Order: (a) directing his immediate release from immigration detention; and (b) granting such other and further relief as this Court deems appropriate, just, or equitable under the circumstances.

Local Rule 3.01(g) Certification

In accordance with Local Rule 3.01(g) the undersigned counsel conferred by telephone with counsel for Respondents prior to filing this Motion who advised that Respondents oppose the relief requested herein.

Date: April 16, 2026

Respectfully submitted,

By: /s/ Christopher W. Dempsey
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Attorney for Plaintiff-Petitioner

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 16, 2026, the foregoing was electronically filed with the Clerk of Court by causing a copy to be electronically filed via the CM/ECF system, which will send notice of the filing to all attorneys of record.

/s/ Christopher W. Dempsey
CHRISTOPHER W. DEMPSEY
Attorney for Plaintiff-Petitioner