

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DICQUANE RICHARD RENNAU,

Petitioner,

v.

ANGELA HOOVER, Warden, Clinton County Correctional Facility;

DAVID O'NEIL, Acting Director, Philadelphia Field Office, U.S. Immigration and Customs Enforcement;

KRISTI NOEM, Secretary, U.S. Department of Homeland Security;

PAMELA BONDI, Attorney General of the United States,

Respondents.

Civil Action No. \_\_\_\_\_

**EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER**

Petitioner Dicquane Richard Rennau, proceeding pro se, respectfully moves this Honorable Court for an Emergency Temporary Restraining Order ("TRO") pursuant to Federal Rule of Civil Procedure 65, restraining Respondents, their agents, employees, and all persons acting in concert with them from removing, transferring, or otherwise altering Petitioner's custodial status pending resolution of his Petition for Writ of Habeas Corpus filed under 28 U.S.C. § 2241.

This emergency relief is necessary to preserve the status quo and to prevent irreparable harm to Petitioner, including continued unconstitutional detention and the risk of removal or transfer outside this Court's jurisdiction before meaningful judicial review may occur.

## **I. FACTUAL AND PROCEDURAL BACKGROUND**

Petitioner has been detained by U.S. Immigration and Customs Enforcement (“ICE”) for approximately fourteen (14) months without a meaningful bond hearing. His continued detention is based solely on his classification as an “arriving alien,” which has deprived Immigration Judges of jurisdiction to consider bond, despite Petitioner’s long-term residence, family ties, and pending avenues for relief.

Petitioner has a will be filing a petition to review with circuit to appeal the decision of the Board of Immigration to Appeal pending appeal before the Board of Immigration Appeals and a pending immediate-relative petition filed by his United States citizen spouse. Removal is not imminent in the ordinary course of proceedings, yet ICE retains authority to effectuate removal or transfer at any time absent judicial intervention.

## **II. LEGAL STANDARD**

A temporary restraining order may issue where the movant demonstrates: (1) a likelihood of success on the merits; (2) irreparable harm in the absence of relief; (3) that the balance of equities tips in his favor; and (4) that an injunction is in the public interest. *Winter v. Natural Res. Def. Council, Inc.*, 555 U.S. 7, 20 (2008).

## **III. ARGUMENT**

### **A. Petitioner Is Likely to Succeed on the Merits**

Prolonged immigration detention without a meaningful bond hearing violates the Due Process Clause of the Fifth Amendment. See *Diop v. ICE/Homeland Sec.*, 656 F.3d 221 (3d Cir. 2011); *Guerrero-Sanchez v. Warden York Cty. Prison*, 905 F.3d 208 (3d Cir. 2018). Petitioner’s detention far exceeds constitutionally permissible limits and has never been justified by an individualized determination of flight risk or dangerousness.

### **B. Petitioner Will Suffer Irreparable Harm Absent Relief**

The loss of physical liberty constitutes irreparable harm. Continued detention without due process, combined with the threat of removal or transfer before adjudication, presents immediate and non-compensable injury warranting emergency injunctive relief.

### **C. The Balance of Equities and Public Interest Favor Relief**

Granting a TRO imposes minimal burden on the government while preventing severe constitutional harm to Petitioner. The public interest is served by ensuring compliance with constitutional safeguards and preserving the Court’s jurisdiction.

#### **IV. REQUEST FOR RELIEF**

WHEREFORE, Petitioner respectfully requests that this Court:

1. Issue an Emergency Temporary Restraining Order preventing Respondents from removing or transferring Petitioner outside this Court's jurisdiction;
2. Maintain the status quo pending adjudication of the § 2241 habeas petition; and
3. Grant such other and further relief as the Court deems just and proper.

Respectfully submitted,

*D. Rennau*

Dicquane Richard Rennau  
Petitioner, Pro Se  
Clinton County Correctional Facility

## CERTIFICATE OF SERVICE

I, Dicquane Richard Rennau, hereby certify that on this 16th day of January, 2026 (01/16/2026), I caused a true and correct copy of the foregoing Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241, Emergency Motion for Temporary Restraining Order, and Emergency Motion to Expedite to be served upon the following by first-class U.S. Mail:

Pamela Bondi

Attorney General of the United States

U.S. Department of Justice

950 Pennsylvania Avenue, NW

Washington, DC 20530

United States Attorney

Middle District of Pennsylvania

228 Walnut Street, Suite 220

Harrisburg, PA 17101

David O'Neil

Acting Director, Philadelphia Field Office

U.S. Immigration and Customs Enforcement

8 Penn Center, 15th Floor

1628 JFK Boulevard

Philadelphia, PA 19103

Angela Hoover, Warden

Clinton County Correctional Facility

58 Pine Mountain Road

McElhattan, PA 17748

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 16, 2026 (01/16/2026).

D. Rennau

Dicquane Richard Rennau, Pro Se

Clinton County Correctional Facility