

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF GEORGIA

MOTION TO ACCEPT NEXT-FRIEND FILING

Petitioner Emmanuel Stanley Ruiz-Magana, by and through his Next Friend, Sayda Ayala, respectfully moves this Court to accept the accompanying Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. § 2241.

Petitioner is currently detained by Immigration and Customs Enforcement at Stewart Detention Center in Lumpkin, Georgia. Due to the restrictions of detention, including limited access to legal materials, limited ability to prepare and mail federal court filings, and lack of meaningful assistance, Petitioner is unable to personally execute and file the habeas petition at this time.

Sayda Ayala has a significant relationship with Petitioner and has been authorized to act on his behalf to seek habeas corpus relief. She is acting solely in Petitioner's best interests.

Federal courts permit habeas petitions to be filed by a next friend where the detainee cannot meaningfully access the courts and the next friend demonstrates a significant relationship and dedication to the petitioner's interests. See *Whitmore v. Arkansas*, 495 U.S. 149, 163-64 (1990).

Accordingly, Petitioner respectfully requests that this Court accept the filing of the Petition for Writ of Habeas Corpus by his Next Friend and allow this matter to proceed in the interests of justice.

Respectfully submitted,

/s/ Sayda Ayala
Sayda Ayala
Next Friend for Petitioner
Emmanuel Stanley Ruiz-Magana