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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
SAN ANGELO DIVISION**

LEANNDER ALEXIS ALFONZO LÓPEZ,
Petitioner,

v.

MERRICK B. GARLAND, Attorney General of the United States, et al.,
Respondents.

EMERGENCY MOTION FOR IMMEDIATE RELEASE

Petitioner, through his Next Friend, Mónica Fernanda Castaño Arana, respectfully moves this Honorable Court for an Order granting immediate release from ICE custody pending adjudication of the Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241.

I. INTRODUCTION

This is an emergency motion. Petitioner is unlawfully detained as a direct result of coercion, threats, and abuse of authority by ICE officers. His detention violates the Fourth and Fifth Amendments and continues to inflict irreparable harm upon Petitioner, his wife, and their U.S. citizen infant child.

II. FACTUAL BASIS

On October 15, 2025, ICE officers detained Petitioner's wife during her lawful ICE appointment while she was accompanied by their 10-month-old U.S. citizen child. Officers held her for over five hours without food or water and threatened deportation and child separation unless Petitioner surrendered.

Petitioner surrendered solely to protect his family. He was arrested immediately despite possessing valid parole, work authorization, and no criminal record.

III. LEGAL STANDARD

Federal courts possess inherent authority to order immediate release where detention is unconstitutional. See *Zadvydas v. Davis*, 533 U.S. 678 (2001).

IV. ARGUMENT

A. Likelihood of Success on the Merits

The arrest resulted from coercion and threats, rendering the detention unlawful.

B. Irreparable Harm

Petitioner suffers severe anxiety, depression, and insomnia. Continued detention causes irreparable family separation harm.

C. Balance of Equities

Petitioner poses no danger and no flight risk.

D. Public Interest

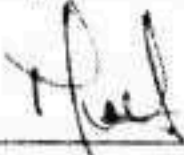
The public interest favors constitutional compliance.

V. RELIEF REQUESTED

Petitioner respectfully requests that this Court:

1. Order Petitioner's immediate release;
2. Alternatively, impose least restrictive conditions;
3. Grant any further relief deemed just.

Respectfully submitted,



Mónica Fernanda Castaño Arana
Next Friend for Petitioner

