

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

FILED
HARRISBURG, PA

JAN 22 2026

PER 
DEPUTY CLERK

MANUEL ENRIQUE AMADOR-ANGUSTIA, A# 
Petitioner,

v.

**WARDEN, MOSHANNON VALLEY PROCESSING CENTER; DIRECTOR, U.S. IMMIGRATION AND
CUSTOMS ENFORCEMENT; SECRETARY OF HOMELAND SECURITY,**
Respondents.

URGENT EMERGENCY MOTION FOR IMMEDIATE RELEASE

I. INTRODUCTION

Petitioner Manuel Enrique Amador-Angustia, by and through his Next Friend Rosandgely Madera, respectfully moves this Court for an urgent order directing his immediate release from ICE custody. Petitioner is civilly detained despite full compliance with ICE supervision and without any individualized custody determination, in violation of the Fifth Amendment.

II. FACTUAL BACKGROUND

On October 24, 2025, Petitioner voluntarily appeared for a scheduled ICE check-in. Rather than being permitted to continue supervision, ICE detained Petitioner during compliance and transferred him to Moshannon Valley Processing Center. Petitioner has a pending Form I-589 application for asylum, withholding of removal, and protection under the Convention Against Torture. ICE has not issued any individualized finding that Petitioner is a flight risk or danger.

III. LEGAL STANDARD

Federal courts possess inherent authority to order immediate release where continued detention violates constitutional limits. Civil immigration detention must bear a reasonable relation to its regulatory purpose and may not be arbitrary or punitive. See *Zadvydas v. Davis*, 533 U.S. 678, 690 (2001); *Bell v. Wolfish*, 441 U.S. 520, 535–39 (1979).

IV. ARGUMENT

A. Petitioner Is Likely to Succeed on the Merits. Petitioner's detention while complying with ICE supervision and without an individualized custody determination renders the detention arbitrary and unconstitutional. See *Jennings v. Rodriguez*, 583 U.S. 281, 306–07 (2018).

B. Continued Detention Causes Irreparable Harm. Loss of physical liberty constitutes irreparable harm. Continued detention interferes with Petitioner's ability to access counsel and to prepare his

pending asylum case.

C. The Balance of Equities and Public Interest Favor Release. Petitioner has demonstrated compliance with supervision, poses no danger, and no flight risk. Immediate release preserves constitutional protections without harming any legitimate governmental interest.

V. RELIEF REQUESTED

Petitioner respectfully requests that this Court order his immediate release from ICE custody, or alternatively, order a prompt individualized custody hearing at which the government bears the burden of justifying continued detention.

Respectfully submitted,

Rosandgely Madera
Next Friend for Petitioner

