

Case No. 2:26-cv-114-KCD-NPM

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

LUIS SANTIAGO RIVERO GONZALEZ,
Petitioner,

v. Case No.: 2:26-cv-00114-KCD-NPM

Warden, Alligator Detention Center,
Ocheopee, FL

Respondents.

Petitioner's Motion to Deem Petition Unopposed And For Immediate Habeas Relief

Petitioner, Luis Santiago Rivero Gonzalez, through undersigned representative, respectfully moves this Court to deem the Petition for Writ of Habeas Corpus unopposed and grant immediate relief pursuant to 28 U.S.C. § 2243, and states:

I. Procedural Background

1. On January 16th, 2026, Petitioner filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 challenging his continued immigration detention.
2. On January 26th, 2026, this Court entered an Order directing Respondents to show cause why the Petition should not be granted.
3. The Court allowed Respondents until February 20th, 2026 to file a response.
4. The deadline has now passed.
5. As of the filing of this Motion, Respondents have filed no response, no motion for extension of time, and no other pleading addressing the merits of the Petition.

Respondents have therefore failed to comply with this Court's Order to Show Cause.

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IV. Continued Detention Causes Irreparable Harm

Each additional day of unlawful detention constitutes irreparable harm. Petitioner remains separated from his United States citizen children and disabled mother, who relies on him for daily care.

Respondents' silence should not operate to prolong unconstitutional confinement.

V. Relief Requested

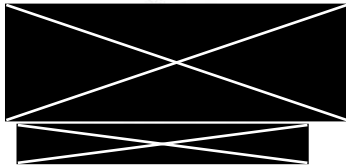
WHEREFORE, Petitioner respectfully requests that this Court:

1. Deem the Petition for Writ of Habeas Corpus unopposed;
2. Find that Respondents have failed to meet their burden to justify continued detention;
3. Order Petitioner's immediate release from immigration custody; or alternatively,
4. Grant such further relief as justice requires.

Petitioner further requests expedited consideration given the ongoing deprivation of liberty.

Respectfully submitted,

Lisandra Trejo



Date: 02/19/2026

Signature: [Handwritten signature]