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Lead Counsel

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

FRANCISCO GARNELO-REYES,

Petitioner,

v.

**WARDEN, Baker Correctional Institution;
FIELD OFFICE DIRECTOR,
Enforcement and Removal Operations,
U.S. Immigration and Customs
Enforcement, Jacksonville Field Office; US
Department of Homeland Security
(DHS);**

Case No.: Case: 3:26-cv-155-WWB-LLL

A 

Respondents

**MOTION TO EXPEDITE CONSIDERATION OF PETITION FOR WRIT OF HABEAS
CORPUS**

MOTION TO EXPEDITE CONSIDERATION OF PETITION FOR WRIT OF HABEAS CORPUS

Petitioner, through undersigned counsel, respectfully moves this Honorable Court to expedite consideration of the pending Petition for Writ of Habeas Corpus. In support, Petitioner states as follows:

1. Procedural Background

The Petition for Writ of Habeas Corpus has been fully briefed and pending before this Court for 33 days since Respondents filed their response. Despite the completion of briefing, no ruling has been issued, and Petitioner remains in continued detention.

2. Ongoing and Unnecessary Detention

Petitioner continues to be detained by immigration authorities without a lawful basis for continued custody. This prolonged detention, without resolution of the habeas petition, raises serious due process concerns.

3. Medical Condition and Irreparable Harm

Petitioner is currently suffering from chronic and untreated pain due to a back injury, even though it is not a deadly condition, it significantly impacts his daily functioning and quality of life. The detention facility is not able to provide adequate and effective medical treatment.

See surgical recommendation from a medical professional specialist on Exhibit A, pages 11 and 12.

As a result:

-Petitioner remains in persistent pain

-His condition continues to deteriorate

-He is subjected to unnecessary and avoidable suffering

-This is not a minor or speculative harm. The ongoing failure to address Petitioner's medical condition constitutes continuing irreparable harm.

4. Government Mischaracterization

Additionally, Respondents' prior filing contains material mischaracterizations of the record, including the assertion that the Immigration Judge denied bond on the merits. As reflected in the Immigration Judge's order, the denial was based solely on lack of jurisdiction, not on any discretionary determination regarding custody. This misrepresentation further underscores the need for prompt judicial review.

5. Need for Immediate Action

Petitioner has now been detained for an extended period while suffering ongoing physical harm. Each additional day of delay prolongs unnecessary detention and exacerbates Petitioner's medical condition. The purpose of habeas corpus is to provide swift judicial review of unlawful detention. Continued delay undermines that purpose.

6. Request for Relief

For the foregoing reasons, Petitioner respectfully requests that this Court:

Expedite consideration of the pending Petition for Writ of Habeas Corpus.

Issue a ruling at the Court's earliest possible convenience; and

Grant any other relief the Court deems just and proper.

Respectfully submitted,

/s/RaquelTinker

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/s/Lorena Brasil

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CERTIFICATE OF SERVICE

HEREBY CERTIFY that on this 7th day of April of 2026, a copy of the foregoing was filed through the CM/ECF system, which will send notice to all counsel of record.

/s/Lorena Brasil

Lorena Brasil, Esq.

FBN: 1049012

/s/ Raquel Tinker

Raquel Tinker, Esq.

Bar No.: 362850 (California)