

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

FILED

MAR 20 2026

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY  DEPUTY CLERK

JUAN CARLOS PEREZ VERA,

A# 

Petitioner,

v.

TROY MILLER, et al.,
Respondents.

Case No. SA-26-CA-00532-XR

**PETITIONER'S MOTION TO PRESERVE JURISDICTION, FOR STAY OF
REMOVAL, AND TO PROHIBIT TRANSFER PURSUANT TO THE ALL WRITS ACT**

Petitioner, Juan Carlos Perez Vera, respectfully moves this Court to preserve its jurisdiction, to stay any removal, and to prohibit transfer during the pendency of this habeas proceeding, and states as follows:

Introduction

1. Petitioner respectfully requests that this Court exercise its authority under the All Writs Act, 28 U.S.C. § 1651(a), to preserve its jurisdiction over this pending habeas action.
2. Petitioner remains in immigration detention while his Petition for Writ of Habeas Corpus is fully briefed and awaiting adjudication.
3. Absent judicial protection, Respondents retain the ability to transfer or remove Petitioner in a manner that could frustrate or moot this Court's jurisdiction.

Legal Authority Under the All Writs Act

4. The All Writs Act provides that federal courts “**may issue all writs necessary or appropriate in aid of their respective jurisdictions.**” 28 U.S.C. § 1651(a).
5. The Supreme Court has recognized that this authority extends to orders necessary to **protect the court’s ability to exercise its jurisdiction meaningfully.** See *United States v. New York Telephone Co.*.
6. Federal courts may issue orders under the All Writs Act to **prevent actions that would impair or defeat the court’s jurisdiction.**
7. This includes authority to **stay removal, prevent transfer, and preserve the status quo while habeas proceedings are pending.**

Need to Preserve Jurisdiction in Habeas Proceedings

8. Habeas corpus jurisdiction depends upon the Court’s ability to **exercise control over the custodian and the petitioner’s custody status.**
9. The Supreme Court has emphasized that the writ of habeas corpus must remain an **effective and meaningful remedy**, not one defeated by executive action. See *Boumediene v. Bush*.
10. If Petitioner is removed from the United States or transferred beyond the practical reach of this Court, **this Court’s ability to grant effective relief would be severely compromised or rendered moot.**
11. Courts routinely recognize that **jurisdiction must be preserved where executive action threatens to undermine pending habeas review.**

Risk of Removal and Transfer

12. Petitioner is currently detained by immigration authorities and remains subject to **unilateral transfer within the ICE detention system.**
13. Petitioner also faces the risk of **removal proceedings continuing while this habeas action remains pending.**
14. Petitioner has a scheduled immigration court hearing on **April 2, 2026**, increasing the urgency of preserving this Court’s jurisdiction.

15. Without judicial intervention, Respondents may take actions that would interfere with or nullify the Court's ability to adjudicate the Petition.

Necessity of Maintaining the Status Quo

16. The purpose of relief under the All Writs Act is to maintain the status quo so that the Court's jurisdiction is not defeated before it can rule.
17. Maintaining Petitioner within the jurisdiction of this Court ensures that any relief granted will be meaningful and enforceable.
18. Preventing removal and transfer is necessary to protect the integrity of these proceedings and the Court's authority.

Equitable Considerations

19. Petitioner has diligently pursued relief and has fully complied with all procedural requirements.
20. The Petition is fully briefed, and the case is ripe for adjudication.
21. The balance of equities strongly favors maintaining the status quo, as the harm to Petitioner from removal or transfer would be irreparable, while the burden on Respondents is minimal.

Prayer for Relief

WHEREFORE, Petitioner respectfully requests that this Court grant the following relief:

- A. **ORDER that Respondents SHALL PRESERVE THIS COURT'S JURISDICTION** over this habeas proceeding pursuant to 28 U.S.C. § 1651(a);
- B. **ISSUE A STAY OF REMOVAL**, prohibiting Respondents from removing Petitioner from the United States while this habeas action remains pending;
- C. **ORDER that Respondents SHALL NOT TRANSFER** Petitioner outside the Western District of Texas, or otherwise beyond the jurisdiction of this Court, without prior authorization;
- D. **ORDER that Respondents SHALL NOT TAKE ANY ACTION** that would frustrate, moot, or interfere with this Court's ability to adjudicate the Petition; and
- E. **GRANT** such other and further relief as this Court deems just and proper.

Respectfully submitted,

J. P.

Juan Carlos Perez Vera

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Petitioner, Pro Se

Karnes County Immigration Processing Center
4099 State Highway 72
Karnes City, TX 78118

Verification

I, Juan Carlos Perez Vera, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that I am the Petitioner in the above-captioned matter and that the factual statements contained in the foregoing Motion to Preserve Jurisdiction, for Stay of Removal, and to Prohibit Transfer are true and correct to the best of my knowledge, information, and belief.

Executed on this 19 day of March, 2026.

J. P.

Juan Carlos Perez Vera

Petitioner, Pro Se