

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

MANUEL EFRAIN ROCANO ONCE

Petitioner,

KENNETH GENALO, NYC Director  
Enforcement & Removal Operations,  
Immigration and Customs Enforcement  
TODD LYONS, Acting Director, U.S.  
Immigration and Customs Enforcement;  
KRISTI NOEM, in her official capacity as  
Secretary of the United States Department of  
Homeland Security; and PAMELA BONDI, in  
her official capacity as Attorney General, U.S.  
Department of Justice,

Respondents.

Civil Action No. \_\_\_\_\_

A No.: 

**EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER AND  
ORDER TO SHOW CAUSE**

Petitioner MANUEL EFRAIN ROCANO ONCE, by and through undersigned counsel respectfully moves this Honorable Court pursuant to Rule 65 of the Federal Rules of Civil Procedure for the issuance of a Temporary Restraining Order (“TRO”) to prohibit Respondents, their officers, agents, employees, and all persons acting in concert with them from transferring Petitioner out of the jurisdiction of the Eastern District of New York while his Petition for Writ of Habeas Corpus (filed contemporaneously) remains pending.

As grounds for this motion, Petitioner states:

1. Petitioner is currently detained by ICE at a Detention Facility in New York City as of January 16, 2026.
2. Petitioner has filed a habeas corpus petition seeking immediate release based on unlawful detention, as well as due process violations.
3. Petitioner has never been in Removal Proceedings.
4. Petitioner is not a danger to the community and poses no flight risk. He has no significant criminal history.

5. Transfer of Petitioner at this stage would irreparably harm him by obstructing access to legal counsel and interfering with judicial review.
6. Emergency relief is necessary to preserve the Court's jurisdiction and protect Petitioner's constitutional rights.

**WHEREFORE**, Petitioner respectfully requests that this Court:

- A. Issue an immediate Temporary Restraining Order enjoining Respondents from transferring Petitioner out of the jurisdiction of the Eastern District of New York pending resolution of the habeas petition;
- B. Issue an Order to Show Cause directing Respondents to explain why a preliminary injunction should not issue; and
- C. Grant any further relief that this Court deems just and proper.

Dated: January 17, 2026

Respectfully submitted,

/s/ S. Michael Musa-Obregon

S. Michael Musa-Obregon, Esq.

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