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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
SAN ANGELO DIVISION


MOTION TO EXPEDITE CONSIDERATION
(ULTRA – FEDERAL JUDGE LEVEL)

6:26-CV-032

Related to Petition for Writ of Habeas Corpus
28 U.S.C. § 2241

Petitioner:

HEIKEL REICINO GÓMEZ

A-Number: 

Current Place of Detention:

Eden Detention Center
702 E Broadway
Eden, Texas 76837

Filed by Next Friend:

DAILY GONZÁLEZ VALDIVIA

INTRODUCTION

Petitioner, through his lawful spouse acting as Next Friend, respectfully moves this Honorable Court to expedite consideration of his pending Petition for Writ of Habeas Corpus and the accompanying Motion for Immediate Release. Expedited review is necessary to prevent irreparable harm arising from unconstitutional detention, serious medical neglect, and credible threats of retaliatory transfer or removal.

LEGAL STANDARD FOR EXPEDITED REVIEW

Federal courts possess inherent authority to manage their dockets and to expedite proceedings where justice so requires. See *Landis v. North American Co.*, 299 U.S. 248 (1936). Expedited consideration is appropriate where delay would cause irreparable harm

and where constitutional rights are at stake.

ARGUMENT

I. PETITIONER FACES IMMINENT AND IRREPARABLE HARM

Petitioner suffers from chronic asthma and severe psychological deterioration. Continued exposure to cold, mold-infested, overcrowded, and unsanitary conditions poses an immediate risk to his life and health. Irreparable harm is presumed where constitutional violations are ongoing.

II. CONTINUED DETENTION RISKS MOOTING JUDICIAL REVIEW

Petitioner has been threatened with transfer or removal without due process. Such actions would deprive this Court of jurisdiction and render the habeas petition moot. Courts routinely expedite review to preserve meaningful judicial oversight. See *Nken v. Holder*, 556 U.S. 418 (2009).

III. STRONG LIKELIHOOD OF SUCCESS ON THE MERITS

Petitioner has demonstrated a substantial likelihood of success on the merits, including unlawful warrantless arrest, prolonged civil detention, punitive conditions of confinement, and denial of medical care, all in violation of the Constitution and binding Supreme Court precedent.

IV. THE BALANCE OF EQUITIES FAVORS EXPEDITED REVIEW

The government suffers no prejudice from expedited consideration, while Petitioner faces ongoing and escalating harm. The public interest favors prompt adjudication of constitutional claims.

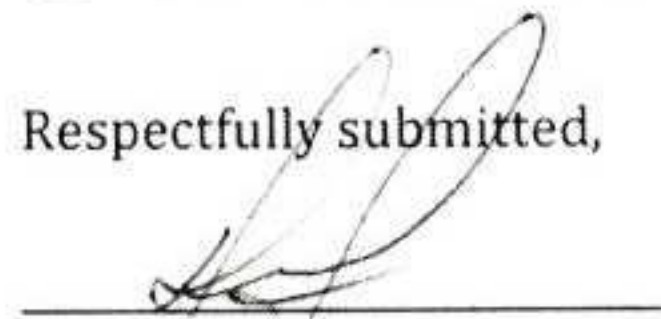
PRAYER FOR RELIEF

WHEREFORE, Petitioner respectfully requests that this Court:

1. Expedite consideration of the Petition for Writ of Habeas Corpus;
2. Expedite consideration of the Motion for Immediate Release;
3. Stay any transfer or removal pending adjudication;
4. Grant any other relief the Court deems just and proper.

CERTIFICATION AND SIGNATURE

Respectfully submitted,



Dailys González Valdivia
Next Friend for Petitioner

Date: January 29 - 2024