

UNITED STATES DISTRICT COURT

FILED
UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

FOR THE DISTRICT OF NEW MEXICO

FEB 02 2026 

MITCHELL R. ELFERS
CLERK

ERIKA FERNANDA MAILA ORTEGA,

Wife and Next Friend of

ALEXIS GUSTAVO TACO-CUNALATA (A# 

Petitioner,

v.

U.S. DEPARTMENT OF HOMELAND SECURITY;

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE);

TORRANCE COUNTY DETENTION CENTER;

WARDEN OF TORRANCE COUNTY DETENTION CENTER,

Respondents.

****EMERGENCY MOTION FOR
TEMPORARY RESTRAINING ORDER**

AND ORDER PROHIBITING TRANSFER**

Petitioner respectfully moves this Court for an emergency Temporary Restraining Order (TRO) and an Order prohibiting ICE from transferring Alexis Gustavo Taco-Cunalata while his Petition for Writ of Habeas Corpus is pending.

1. Alexis Gustavo Taco-Cunalata is currently detained at Tarrant County Detention Center in Estancia, New Mexico.
2. A Petition for Writ of Habeas Corpus challenging his unlawful detention has been filed with this Court.
3. ICE frequently transfers detainees between facilities without notice, which would interfere with this Court's jurisdiction and with Mr. Taco-Cunlata's ability to litigate his habeas case.
4. A transfer would cause irreparable harm by disrupting access to counsel, family contact, and the Court's ability to provide effective relief.


For these reasons, Petitioner respectfully requests that the Court issue an order:

- A. Prohibiting ICE from transferring Alexis Gustavo Taco-Cunlata from Tarrant County Detention Center while this habeas action is pending; and
- B. Granting any further relief the Court deems just and proper.

Erika fernanda Maila Ortega

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Wife and Next Friend of

Alexis Gustavo Taco-Cunalata (A )

Date: 01-28-2026