

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT COURT
OF SAN ANTONIO DIVISION

FILED
FEB 23 2026
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY [Signature]
DEPUTY CLERK

FELIX ALBERTO DURAN DURAN

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Petitioner,

v.

Case No.: 5:26-CV-00637

Bobby Thompson, Warden of SOUTH
TEXAS ICE Detention Facility; Mary De
Anda Ybarra, ICE District Director, Pearsall,
Texas; The Honorable Ms. Kristi
Noem, in her capacity as Secretary of
Homeland Security; The Honorable
Ms. Pam Bondi in her capacity as
Attorney General of the United States,
Respondents.

EMERGENCY MOTION TO ORDER DHS NOT TO TRANSFER PETITIONER PENDING
RESOLUTION OF PETITION FOR WRIT OF HABEAS CORPUS

Petitioner Felix Alberto Duran Duran, by and through undersigned counsel, Greg Chonillo, respectfully moves this Honorable Court for an Order prohibiting the Department of Homeland Security ("DHS"), Immigration and Customs Enforcement ("ICE"), and all persons acting in concert with them from transferring Petitioner from his current place of detention while his Petition for Writ of Habeas Corpus remains pending before this Court. In support of this request, Petitioner would respectfully show the following:

1. That Petitioner is currently detained at South Texas Detention Facility in Pearsall, Texas within the jurisdiction of this Honorable Court.
2. That a Petition for Writ of Habeas Corpus is presently pending before this Court challenging the legality of Petitioner's detention.
3. That ICE routinely transfers detained individuals without prior notice, including while habeas proceedings are pending.

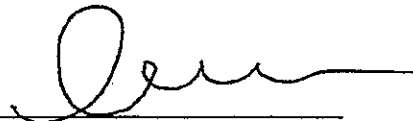
4. That Respondents possess the authority and ability to transfer Petitioner at any time to another ICE detention facility.
5. That transferring Petitioner during the pendency of this action would cause irreparable harm, including but not limited to:
 - o Interfering with Petitioner's ability to meaningfully consult with counsel;
 - o Disrupting and delaying adjudication of the pending habeas petition; and
 - o Potentially impairing this Court's jurisdiction to grant effective relief.
6. That federal courts possess inherent authority to issue orders necessary to preserve their jurisdiction, and courts routinely prohibit the transfer of detainees where such transfer would frustrate judicial review.
7. That maintaining Petitioner at South Texas Detention Facility during the pendency of this action imposes minimal burden on Respondents, while serving the interests of justice, judicial economy, and due process.

WHEREFORE, Petitioner, through undersigned counsel, respectfully requests that this Honorable Court Order DHS, ICE, and all agents thereof not to transfer Petitioner Felix Alberto Duran Duran from South Texas Detention Facility pending final resolution of the Petition for Writ of Habeas Corpus; and Grant such other and further relief as the Court deems just and proper.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on February 17th, 2026, I mailed the foregoing petition via U.S. Mail to the Clerk of Court at 262 West Nueva Street, Room 1-400, San Antonio, Texas 8207. I further certify that service will be made by U.S. Mail or other authorized means on all parties.

Respectfully submitted,



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