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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH

<p>JOSE LUIS CARBAJAL, Petitioner, vs. PAUL J. WIMMER, Sherriff of Tooele County, in his official capacity, et al., Respondents.</p>	<p>Case No. 2:26-cv-00093-TC MOTION TO PERMIT TRANSFER OF PETITIONER JOSE LUIS CARBAJAL TO THE UINTA COUNTY DETENTION CENTER IN WYOMING Judge Tena Campbell</p>
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Consistent with this Court's Order of February 5, 2026 (Dkt. 6 at p. 3, ¶ 3), the Federal Respondents¹ respectfully move this Court to permit the transfer of Petitioner Jose Luis Carbajal (Mr. Carbajal) to a detention center in Evanston,

¹ The Federal Respondents include all respondents other than PAUL J. WIMMER, Sherriff of Tooele County, in his official capacity.

Wyoming for the purposes of detaining him pending the Court's ruling on his petition for habeas relief and pending Mr. Carbajal's potential Court-ordered bond hearing under 8 U.S.C. § 1226(a).²

In support of this motion, the Federal Respondents aver that:

1. United States Immigration and Customs Enforcement (ICE) has no long-term detention facilities in the District of Utah.
2. Mr. Carbajal has thus been detained in Tooele County jail.
3. Mr. Carbajal has an upcoming immigration hearing scheduled for February 10, 2026, which would be attended by televideo.
4. However, the Tooele County jail does not have the ability to allow Mr. Carbajal to appear for his upcoming immigration hearing on televideo.
5. Further, ICE's Enforcement and Removal Operations directorate (ERO) generally can hold persons subject to detention in local jails in the Salt Lake area only temporarily. Therefore, Mr. Carbajal needs to be moved to another facility.

² In the Court's Order to Show Cause, the Court specifically ordered that "Mr. Carbajal shall not be transferred except to a facility within this District, the District of Utah, without first seeking permission from this court." (Dkt. 6 at p. 3, ¶ 3). With this motion, the Federal Respondents seek the Court's permission to transfer Mr. Carbajal to Wyoming.

6. The nearest long-term detention center that would allow ERO to detain Mr. Carbajal is ICE's Uinta County Detention Center, which is in Evanston, Wyoming.
7. Mr. Carbajal could be held in the Uinta County Detention Center and, if necessary, transported back to Salt Lake City for any in-person hearings before this Court.
8. The Uinta County Detention Center also could accommodate Mr. Carbajal's remote, televideo appearance at his upcoming immigration hearing, whether or not that hearing includes a bond hearing under 8 U.S.C. § 1226(a).
9. Therefore, to facilitate Mr. Carbajal's detention pending the Court's ruling on his petition and to facilitate his ability to attend any Court-ordered bond hearing, the United States requests that the Court permit ICE to move Mr. Carbajal to the Uinta County Detention Center (in Wyoming).³

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³ The United States intends to respond to the Court's February 5, 2026 Order to Show Cause. (Dkt. 6). But the urgency of moving Mr. Carbajal to another facility has required the United States to first address the need to move Mr. Carbajal to another detention facility.

Wherefore, the Federal Respondents move the Court to permit the transfer of Mr. Carbajal from ADC (in Utah) to the Uinta County Detention Facility (in Wyoming).

DATED: February 6, 2026.

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United States Attorney

/s/ Todd C. Bouton

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