

FILED - USDC - NORTHERN DISTRICT OF TEXAS  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
ABILENE DIVISION

ELIESER ORTA BOLAÑOS, Petitioner, as Next Friend of  
LÁZARO ELIESMEL ORTA BOLAÑOS (A# [REDACTED])

1:26-cv-058-H

v.

WARDEN / SUPERINTENDENT, Bluebonnet Detention Facility;  
U.S. DEPARTMENT OF HOMELAND SECURITY (DHS);  
U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE);  
ICE FIELD OFFICE DIRECTOR (ERO)

Case No: A# [REDACTED]

**EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER TO PREVENT  
TRANSFER**

Petitioner, through his Next Friend, respectfully moves this Court for an emergency order prohibiting Respondents from transferring the Detainee outside the jurisdiction of this Court while this habeas petition is pending.

**I. BASIS FOR EMERGENCY RELIEF**

1. Petitioner has filed a Petition for Writ of Habeas Corpus under 28 U.S.C. §2241 challenging the legality of his civil immigration detention.
2. The Detainee is currently confined at Bluebonnet Detention Facility, located within the Northern District of Texas.
3. ICE routinely transfers detainees between states without notice. Such transfer would interfere with this Court's jurisdiction, impair access to the courts, delay adjudication, and burden family contact and legal preparation.
4. Federal courts have authority to preserve jurisdiction and prevent actions that would frustrate review of habeas claims.

**II. LEGAL GROUNDS**

Petitioner seeks relief under the All Writs Act (28 U.S.C. §1651), the Court's inherent authority to preserve jurisdiction, Fifth Amendment Due Process protections, and the right of meaningful access to the courts. Transfer during pending habeas proceedings risks rendering relief ineffective and constitutes irreparable harm.

**III. IRREPARABLE HARM**

If transferred, jurisdictional complications may arise: access to evidence, family support, and communication will be impaired; and the ability to litigate this habeas action will be severely prejudiced. These harms cannot be undone after transfer.

**IV. PUBLIC INTEREST**

Maintaining the status quo ensures orderly judicial review and protects constitutional rights. No legitimate government interest is harmed by keeping the detainee in place during litigation.

**V. REQUEST FOR RELIEF**

Petitioner respectfully requests that the Court issue a Temporary Restraining Order directing that Respondents shall not transfer Petitioner outside the Northern District of Texas without prior authorization of this Court while this habeas petition remains pending, and grant any other relief deemed just and proper.

Executed: January 24, 2026

Elieser Orta Bolaños  
Petitioner (Next Friend)

**CERTIFICATE OF SERVICE**

I certify that a true copy of this Emergency Motion was served on the U.S. Attorney's Office, Northern District of Texas, and the Office of Chief Counsel, ICE.

Executed: January 24, 2026

Signature: \_\_\_\_\_

