

**EMERGENCY MOTION FOR EMPORARY RESTRAINING ORDER
AND ORDER PROHIBITING TRANSFER WITHOUT PRIOR NOTICE**

1. Petitioner respectfully moves this Honorable Court for a Temporary Restraining Order prohibiting
2. Respondents, including U.S. Immigration and Customs Enforcement (ICE), from transferring
3. Petitioner outside the jurisdiction of this Court while this habeas corpus petition is pending.
4. Petitioner is currently in immigration detention while his removal proceedings and appeal remain pending. Respondents retain discretionary authority to transfer immigration detainees at any time, which presents a risk that Petitioner could be transferred during the pendency of this action.
5. Transfer during the pendency of this habeas action would frustrate this Court's jurisdiction and undermine meaningful judicial review

EMERGENCY GROUNDS FOR RELIEF

1. Petitioner has been continuously detained by immigration authorities for over five (5) months without an individualized custody determination.
2. Petitioner's habeas petition challenges the legality of that prolonged detention and is currently pending before this Court.
3. Respondents retain discretionary authority to transfer Petitioner to another detention facility at any time. Such a transfer would materially interfere with this Court's jurisdiction and Petitioner's ability to prosecute this habeas action.
4. If transferred outside this District, Petitioner would face disruption of attorney-client communication, delays in access to legal materials, and increased difficulty participating in these proceedings. These harms cannot be remedied after the fact.
5. Maintaining Petitioner within this Court's jurisdiction during the pendency of this action is necessary to preserve the status quo and ensure meaningful judicial review.
6. Transfer during the pendency of this action would not only disrupt access to the Court, but would further exacerbate the already prolonged and constitutionally suspect nature of Petitioner's detention.

7. A Temporary Restraining Order is appropriate where Petitioner demonstrates a substantial likelihood of success on the merits, a substantial threat of irreparable injury absent relief, that the threatened injury outweighs any harm to Respondents, and that the requested relief would not be adverse to the public interest. Each of these factors supports emergency relief here.

RELIEF REQUESTED

Petitioner respectfully requests that the Court:

Issue an immediate Temporary Restraining Order prohibiting Respondents from transferring Petitioner outside the jurisdiction of this Court while this habeas petition is pending;

Order that Petitioner remain detained, if at all, within his current detention facility until further order of this Court; and

Grant such other and further relief as the Court deems just and proper.

CERTIFICATE OF CONFERRAL

Pursuant to Local Rule 7.1(a)(3), Petitioner has not conferred with Respondents prior to filing this Motion due to the emergency nature of the requested relief and the risk that advance notice could result in transfer before this Court has an opportunity to act.

Petitioner respectfully requests that the Court waive any security requirement under Federal Rule of Civil Procedure 65(c), as this action seeks to preserve the Court's jurisdiction and does not implicate monetary damages.

Respectfully submitted,



Lien Carrasco González
Next Friend for Petitioner
Eduardo Ortiz Flores

A. 


Email: 

Date: 2/12/26


CERTIFICATE OF SERVICE

I certify that a true and correct copy of the Emergency Motion for Temporary Restraining Order and Order Prohibiting Transfer without Prior Notice was served by U.S. Mail upon the following:

ICE / DHS — Legal Department
Broward Transitional Center
3900 N Powerline Rd
Pompano Beach, FL
33073

U.S. Attorney's Office
Southern District of Florida
99 NE 4th Street,
Miami, FL 33132

Date: 2/12/26



Lien Carrasco González
Next Friend for Petitioner