

EL PASO DIVISION

Petitioner,

WARDEN, El Paso Special Processing Center, in his official capacity,
Respondents.

[illegible]

Case No. 3:26-cv-445

MOTION FOR EXTENSION OF TIME

On February 18, 2026, the Court entered its Order to Show Cause (the “Show Cause Order”), ordering the Respondents to show cause why the Petitioner’s Habeas Petition should not be granted no later than February 25, 2026. [ECF No. 2].

On February 25, 2026, Respondents filed their Motion for Extension of Time to Answer or Otherwise Respond to the Petitioner's Habeas Petition ("Motion") [ECF No. 4], seeking an extension to respond through March 4, 2026. That Motion remains pending.

Respondents failed to file any response by the extended deadline that they sought. Therefore, Respondents' Motion is now moot, and should be denied on that basis.

Accordingly, Petitioner believes that the Court's Show Cause Order is now ripe, and given the Respondents' failure to respond, the relief requested in Petitioner's Habeas Petition should now be granted.

Prayer for Relief

Wherefore, Petitioner prays that the Court:

- a. Issue a writ of habeas corpus requiring that, within one day, Respondents release Petitioner;
- b. Issue an Order prohibiting Respondents from re-detaining Petitioner without a pre-deprivation hearing before this Court where the government bears the burden of justifying re-detention by clear and convincing evidence;
- c. Issue an Order prohibiting Respondents from imposing ankle monitoring, SmartLink reporting, or any other restrictive conditions on Petitioner in the future without prior authorization from an Immigration Judge or other judicial determination; and
- d. Grant any other and further relief that this Court deems just and proper.

Dated: March 5, 2026

Respectfully submitted,

/s/ Elizabeth Sanchez Kennedy

Elizabeth Sanchez Kennedy*

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CERTIFICATE OF SERVICE

I certify that Petitioner's Response to Federal Respondents' Opposed Motion for Extension of Time was served via ECF on March 5, 2026.

/s/ Iain L. C. Kennedy

Iain L. C. Kennedy