

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 26-60455-CV-DIMITROULEAS

RENE DAVID ALARCON-GONZALEZ,

Petitioner,

v.

WARDEN, BROWARD TRANSITIONAL CENTER FDC, et. al.

Respondents.

ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS

THIS CAUSE is before the Court on Petitioner RENE DAVID ALARCON-GONZALEZ (“Petitioner”)’s Petition for Writ of Habeas Corpus (the “Petition”) [DE 1], filed February 19, 2026. The Court has considered the Petition, the Respondents’ February 25, 2026, Response [DE 6], notes Petitioner’s Reply [DE 9] filed on March 4, 2026, and is otherwise fully advised in the premises.


Upon careful consideration of the arguments presented by both sides, the Court is persuaded by the reasoning and conclusion of the recent decision entered on February 6, 2026 by the Fifth Circuit Court of Appeals, holding that the noncitizen petitioners in removal proceedings were subject to mandatory detention under 28 U.S.C. § 1225(b)(2) because they were present in the United States without being admitted or paroled, despite having entered illegally many years ago. *See Buenrostro-Mendez v. Bondi et al.*, Case. Nos. 25-20496; 25-40701 (Feb. 6, 2026). The Court adopts the analysis of the majority opinion of that decision as if set forth herein.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. Petitioner’s Petition for Writ of Habeas Corpus [DE 1] is **DENIED**;

2. The Clerk shall **CLOSE** this case and **DENY AS MOOT** any pending motions.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida,
this 5th day of March, 2026.


WILLIAM P. DIMITROULEAS
United States District Judge

Copies furnished to:
Counsel of Record
Email: usafls-immigration@usdoj.gov
Email: usafls-2255@usdoj.gov