

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA MIAMI DIVISION

Francis Martin Bestard Matos,

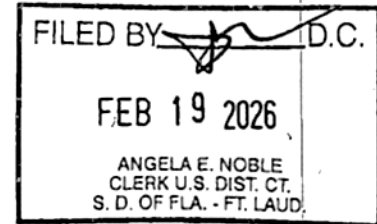
Petitioner,

Case No.: _____

v.

Warden, Broward Transitional Center,

Respondent.



EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER AND STAY OF REMOVAL

I, Francis Martin Bestard Matos, respectfully move this Court for an emergency temporary restraining order and stay of removal, and state as follows:

I. BACKGROUND

1. I was taken into ICE custody on August 20, 2025.
2. On the same date, an Immigration Judge dismissed my removal proceedings.
3. Despite the dismissal, I remain detained at the Broward Transitional Center without a bond hearing.
4. On September 5, 2025, the government filed an appeal with the Board of Immigration Appeals, which remains pending.
5. I have no criminal record and do not pose a danger to the community or a flight risk.

II. GROUNDS FOR EMERGENCY RELIEF

6. My continued detention without a bond hearing violates my right to due process under the Fifth Amendment.
7. There is a real and immediate risk that I may be removed from the United States before this Court can review my habeas petition.
8. Removal would cause irreparable harm and would deprive this Court of jurisdiction.
9. No other adequate administrative or judicial remedies are available while the BIA appeal remains pending.

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III. REQUEST FOR RELIEF

I respectfully request that the Court:

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- a. Issue an immediate temporary restraining order prohibiting my removal;
- b. Stay any removal action pending resolution of my habeas petition;
- c. Order my immediate release, or alternatively, a prompt bond hearing;
- d. Grant any further relief the Court deems just and proper.

I declare under penalty of perjury that the foregoing is true and correct.

Date: 02/09/26



Francis Martin Bestard Matos

A Number: 
Petitioner, Pro Se