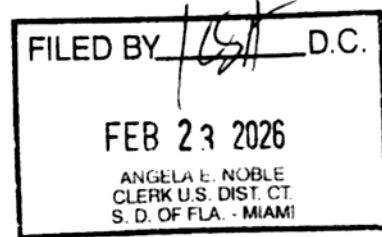


**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**



**EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER  
AND PROPOSED ORDER**

**(ANTI-REMOVAL • ANTI-TRANSFER • ANTI-THIRD COUNTRY)**

**PRO SE – MEGA ULTRA**  
LANDIS LEDESMA NUNEZ,  
Petitioner (PRO SE),

v.

MERRICK B. GARLAND, Attorney General of the United States;  
ALEJANDRO MAYORKAS, Secretary of Homeland Security;  
DIRECTOR, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE);  
WARDEN, BROWARD TRANSITIONAL CENTER,  
Respondents.

**I. INTRODUCTION**

Petitioner Landis Ledesma Nunez respectfully moves this Honorable Court for the immediate issuance of a Temporary Restraining Order (“TRO”) enjoining Respondents from removing, transferring, or deporting Petitioner to any country, including but not limited to a third country, pending final adjudication of Petitioner’s Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241.

Absent immediate judicial intervention, Petitioner faces imminent and irreparable harm in the form of unlawful removal, forced transfer, or deportation without due process, which would irreparably deprive this Court of jurisdiction and render the habeas petition moot.

**II. JURISDICTION AND AUTHORITY**

This Court has authority to issue a TRO pursuant to Rule 65 of the Federal Rules of Civil Procedure, the All Writs Act, 28 U.S.C. § 1651(a), and its inherent equitable powers to preserve jurisdiction and prevent irreparable constitutional harm.

**III. FACTUAL BASIS FOR EMERGENCY RELIEF**

Petitioner is currently detained by ICE at the Broward Transitional Center. ICE retains authority to transfer detainees without notice and to effectuate removal at any time. Petitioner has a pending habeas petition challenging the legality of his arrest and detention.

ICE has a documented practice of transferring or removing detainees after habeas petitions are filed in order to frustrate judicial review. Such actions would deprive Petitioner of meaningful access to this Court.

#### **IV. LEGAL STANDARD FOR TRO**

A TRO is warranted where the movant demonstrates: (1) a substantial likelihood of success on the merits; (2) irreparable harm absent injunctive relief; (3) that the balance of equities favors the movant; and (4) that the injunction serves the public interest.

#### **V. ARGUMENT**

##### **A. Substantial Likelihood of Success on the Merits**

Petitioner's habeas claims raise serious constitutional violations, including unlawful warrantless arrest, deprivation of liberty without due process, and prolonged civil detention. These claims establish a strong likelihood of success.

##### **B. Irreparable Harm Is Immediate and Certain**

Removal, transfer, or deportation would cause irreparable harm by permanently depriving Petitioner of liberty and mooted the habeas petition. Such harm cannot be remedied after the fact.

##### **C. Balance of Equities Strongly Favors Petitioner**

Petitioner seeks only preservation of the status quo. Respondents suffer no prejudice from maintaining custody at the current facility pending judicial review.

##### **D. Public Interest Supports Injunctive Relief**

The public has a compelling interest in ensuring that constitutional rights are protected and that federal courts retain the ability to review unlawful executive detention.

#### **VI. REQUESTED RELIEF**

WHEREFORE, Petitioner respectfully requests that this Court:

1. Issue a Temporary Restraining Order enjoining Respondents from removing Petitioner;
2. Enjoin Respondents from transferring Petitioner to any other facility;
3. Enjoin Respondents from deporting Petitioner to any third country;
4. Maintain the status quo pending resolution of the habeas petition;
5. Grant any other relief deemed just and proper.

**PROPOSED ORDER**

THIS MATTER having come before the Court on Petitioner's Emergency Motion for Temporary Restraining Order, and the Court being otherwise fully advised, it is hereby:

ORDERED AND ADJUDGED as follows:

1. Respondents, their agents, officers, employees, and all persons acting in concert with them are hereby ENJOINED from removing Petitioner from the United States;
2. Respondents are ENJOINED from transferring Petitioner from the Broward Transitional Center;
3. Respondents are ENJOINED from deporting or removing Petitioner to any third country;
4. This Order shall remain in effect pending further Order of this Court.

DONE AND ORDERED in the Southern District of Florida.

\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

Date: \_\_\_\_\_

Respectfully submitted,



\_\_\_\_\_  
Landis Ledesma Nunez

Petitioner, PRO SE

Date: 2/17/2026