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UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
CASE# 26-CV-1577 MJD-LIB
April 8 2026

APR 17 2026

CLERK, U.S. DISTRICT COURT
MINNEAPOLIS, MINNESOTA

Gerardo Sanchez-Acuna

Petitioner

V.

Sherburne County Sheriff

ICE Field Office Director

U.S. Immigration & Customs Enforcement

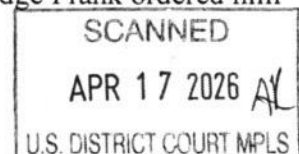
Respondents

PETITIONER'S REPLY TO
FEDERAL RESPONDENTS
RESPONSE

In the Federal Respondent's response, Respondents state that Petitioner is subject to a Final Order of Removal, Also state that Judge Magnuson found that petitioner has long been subject to a Final Order of Removal, Judge Frank in 2023 was aware that Petitioner was already subject to a Final Order of Removal as well as Judge Bryan.

Petitioner does not dispute that fact. However, It has been explained to Judge Bryan, to Judge Frank, to Judge Magnuson and now to Judge Michael Davis that, Petitioner was granted a U-Visa and Employment Authorization which combined activated Deferred Action which protects him from removal, was granted Bona-fied Determination (BFD) Which protects him from removal, has a *prima facie* eligible case with a waiver of inadmissibility submitted with USCIS which protects him from removal, has an Advance Permission to Enter submitted with USCIS stating that Petitioner is not in the country illegally, has filed a Stay of Removal filed with ICE and updated it with supplemental documentation on 1/22/26, and that Petitioner is a party to two pending Federal Appeals see [GerardoSanchez-Acuna V. Warden, FCI Sandstone 26-1166 IFP Granted and Brief due in May 2026] (not unsuccessful). Also see [Gerardo Sanchez-Acuna V. United States 26-1240 Petitioner is filing Petition for Rehearing within 45 days from March 13, 2026].

Besides the pending Federal Appeals those are the reasons why Petitioner was not deported when he was arrested June 2023 while on pre-trial release, or in September 2023 when Judge Frank ordered him



remanded back to the custody of ICE, Petitioner was not deported January 2026 when he was released from prison nor in February 2026 when he was brought to Fort Snelling for "deportation". Leaving Petitioner to question Why am I still detained?

Those are the facts that Petitioner has asked the Courts to consider and to this day Respondents have not disputed any of those facts and/or allegations.

Respondent's response suggests that this Court reassigns this case to Judge Paul Magnuson as a related case, However Petitioner requests this Court to review this case as unrelated to the Habeas Corpus Petition that was filed 2/9/26 because that petition was denied solely based on the fact that Petitioner is subject to a final order of deportation and the supplemental documents were not reviewed or even filed on PACER, If this Court decides to jointly review the case, Petitioner would like to request that Judge Michael Davis incorporates Judge Paul Magnuson to the related respective files since this Habeas Petition was filed with supplemental documents and has been actually heard and responded to, and Petitioner requests to adjudicate this petition jointly.

Respectfully Submitted,



Gerardo Sanchez-Acuna

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Sherburne County Jail
13880 Business Center Dr. NW
Elk River MN 55330