

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

JHON LESTER GARCIA BARRIENTOS,

Petitioner,

v.

NIKITA BAKER, et al.

Respondents.

Case No. 1:26-cv-984

**PETITIONER'S EMERGENCY MOTION FOR AN EXPEDITED STATUS
CONFERENCE**

1. Petitioner hereby moves this Court, pursuant to Federal Rule of Civil Procedure 16(a), to convene a status conference at the Court's earliest convenience to address further proceedings in this case in light of Respondents' status report filed March 13, 2026 and Petitioner's worsening untreated medical conditions.
2. On March 6, 2026, Petitioner filed a Petition for a Writ of Habeas Corpus with this Court. On March 12, 2026, the Court held a telephonic status conference at which the parties discussed, among other things, the urgent nature of Petitioner's case due to his severe mental and physical health conditions, for which he has not received appropriate treatment while in custody of Immigration and Customs Enforcement ("ICE").
3. On March 13, 2026, upon request from the Court, Respondents filed a status report stating that Petitioner has been given ibuprofen and acetaminophen for pain control and referred to Urology for further evaluation and to Behavioral Health for further evaluation of depression. Respondents have not provided any timeline of when these appointments

would be scheduled and have not indicated whether Petitioner will receive the surgery that he requires for his kidney stones.

4. The status report also states that Petitioner's counsel informed Respondents that Petitioner was receiving medication for kidney stones, based on an email in which undersigned counsel stated, "it sounds like he might also be receiving the medication that was prescribed at the Baltimore ER to help with the kidneys (tamsulosin, 0.4 mg daily capsule)." However, undersigned counsel has not been able to confirm whether Petitioner was ever given the tamsulosin prescribed in Baltimore and now believes, based on information provided by Petitioner, that he is only receiving ibuprofen, acetaminophen, and nausea medication.
5. Petitioner has not received his required prescription medication for depression since he was detained on March 5, 2026, 11 days ago.
6. Respondents' status report states that Petitioner has reported hematuria (blood in urine), which is a sign "either of a worsening of his kidney stones or a sign of cancer in his urinary tract," both of which require immediate and potentially life-saving evaluation and treatment. *See* Exhibit 1.
7. Furthermore, Petitioner and his counsel have not received any information regarding whether and when his fear interview will be scheduled, so the government has not provided any timeline as to how long Petitioner will be detained to allow the Court to determine whether he will be deported (or released) in the reasonably foreseeable future.
8. Rule 16(a) provides that a court may, in its discretion, direct attorneys for the parties to appear before it for a conference in order to expedite matters. Because of Petitioner's urgent and life-threatening medical needs which Respondents have failed to adequately

address, Petitioner respectfully requests that the Court schedule a status conference at its earliest convenience to address further proceedings in this case. Counsel for Petitioner is available March 16 before 12 p.m. or after 4 p.m., March 17 before 2 p.m., March 18 before 1 p.m., and March 19 or March 20 before 12 p.m.

Respectfully submitted,

/s/ Julia Rigal

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Counsel for Petitioner

Dated: March 16, 2026

List of Exhibits

Exh. 1) Updated Letter from  regarding Mr. Garcia Barrientos' worsening physical health conditions and the availability of treatment in 