

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

**[PROPOSED] ORDER**

On this \_\_\_\_ day of April, 2026, it is hereby ORDERED that:

1. Petitioner Jhon Lester Garcia Barrientos' Amended Petition for a Writ of Habeas Corpus, ECF No. 15, is GRANTED;
2. Respondents are directed to RELEASE Petitioner to the Departures level of the Seattle-Tacoma International Airport located at 17801 International Blvd, SeaTac, WA 98158 IMMEDIATELY, with all of his documents and other property which is in custody of Respondents and with a form of photo identification issued by Respondents, such as an Order of Supervision, to allow Petitioner to travel back to Maryland by plane;
3. Respondents SHALL RELEASE Petitioner under the same terms as his previous Order of Supervision and without imposing additional conditions of supervision such as ankle monitoring;

4. The Court ORDERS that any modifications to Petitioner's Order of Supervision shall be made under the appropriate administrative regulations, including but not limited to 8 CFR § 241.13(h)(1);
5. Respondents are ENJOINED from re-detaining Petitioner in violation of due process or 8 CFR §§ 241.4, 241.13;
6. If Petitioner is again detained in compliance with the applicable regulations, Respondents and all of their officers, agents, servants, employees, attorneys, successors, assigns, and persons acting in concert or participation with them are ENJOINED from removing Petitioner from the State of Maryland or a State contiguous to Maryland and the continental United States unless (1) he has first received review by an immigration judge, as described in 8 C.F.R. § 208.31(g), of the United States Citizenship and Immigration Services asylum officer's negative decision regarding whether he has a reasonable fear of persecution or torture if removed to Mexico; (2) he is given a fear interview and the opportunity for review by an immigration judge of any negative decision regarding whether he has a reasonable fear of persecution or torture if removed to any other third country to which Respondents seek to remove him, if he expresses such fear; and (3) all other due process requirements have been satisfied;
7. The Court ORDERS that attorney's fees and costs are awarded under the Equal Access to Justice Act;
8. The Court SHALL RETAIN jurisdiction of this matter to enforce compliance with this Order; and
9. Within seven (7) days from the date of this Order, the parties SHALL file a status report as to whether Respondents have complied with the above-stated conditions and whether

the Case may be closed.

It is so ORDERED.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

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UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I certify that on this 2nd day of April 2026 the foregoing Proposed Order was e-filed using the Court's CM/ECF system and thereby served on counsel of record.

/s/ Julia Rigal  
Julia Rae Liliane Rigal  
*Counsel for Petitioner*