

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
Fort Myers Division

CASE NO.2:26-cv-671-JES-NPM

FIDEL BORGES SANCHEZ,

Petitioner,

v.

WADEN, *Florida Soft Side South Detention Center*,
et. al.,

Respondents,

**PETITIONER'S MOTION TO EXPEDITE CONSIDERATION AND FOR PROMPT
RULING OF PETITION FOR WRIT OF HABEAS CORPUS**

Petitioner, by and through undersigned counsel, respectfully moves this Honorable Court to expedite consideration and prompt adjudication of the pending Petition for Writ of Habeas Corpus, and states as follows in support thereof:

I. PROCEDURAL BACKGROUND

1. Petitioner filed the pending Petition for Writ of Habeas Corpus with this Honorable Court pursuant to 28 U.S.C. § 2241 on March 9, 2026, challenging the legality of his continued immigration detention.
2. Respondents filed their Response on March 27, 2026.
3. Petitioner thereafter timely filed his Reply on April 6, 2026.
4. Accordingly, the matter has been fully briefed and ripe for adjudication since that date.
5. Petitioner remains in immigration custody during the pendency of this matter, resulting in the continued deprivation of his physical liberty. Therefore, Petitioner respectfully requests

expedited consideration because each additional day of detention places him at risk of severe and irreversible medical harm.

**II. PETITIONER CONTINUES TO SUFFER IRREPERABLE HARM WHILE
DETAINED**

6. As detailed extensively in the Petition, Petitioner suffers from severe and chronic medical conditions, including advanced diabetes with serious complications, persistent chest pain, dizziness, progressive vision loss, and prior amputations resulting from diabetic complications.

7. Most alarmingly, Petitioner has suffered substantial vision loss, including loss of vision in one eye and progressive deterioration in the other eye, for which surgical intervention had previously been recommended to prevent permanent blindness.

8. Petitioner's medical condition has continued to deteriorate while detained.

9. The ongoing deprivation of liberty, combined with the substantial risk of permanent medical injury, constitutes irreparable harm warranting expedited judicial intervention.

10. Continued detention places Petitioner at heightened risk of further physical and mental decline, particularly given the limited access to specialized care, delays in treatment, and the inherent constraints of detention settings.

11. Every additional day of detention increases the risk of permanent blindness, severe diabetic complications, cardiovascular emergency, or death

12. Moreover, the deprivation of liberty itself constitutes irreparable harm. Each additional day of confinement compounds this injury. Absent prompt action by this Court, Petitioner will continue to endure irreparable injury to his health, well-being, and constitutional rights, with no adequate remedy at law.

CONCLUSION

This matter has been fully briefed and ripe for adjudication. An Order directing a bond hearing is no longer the appropriate relief at this time. Furthermore, expedited consideration would not prejudice Respondents, as they have already had a full and fair opportunity to respond to the Petitions, and the issues have been thoroughly presented for the Court's determination. By contrast, further delay will continue to inflict substantial and irreparable harm upon Petitioner, whose liberty and health remain at stake while this matter awaits resolution. Accordingly, expedited consideration is necessary to ensure that Petitioner's claims are resolved in a manner consistent with the core purpose of habeas corpus.

WHEREFORE, Petitioner respectfully requests that this Honorable Court expedite consideration of the pending Petitions for Writ of Habeas Corpus, and Grant immediate release, and any such further relief as this Court deems just and proper.

Dated: May 11, 2026

Respectfully submitted,

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By: /s/ Mariela E. Cano
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CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2026, a true and correct copy of the foregoing was electronically filed with the Clerk of Court and served via the CM/ECF system on all counsel or parties of record.

By: /s/ Mariela E. Cano
Mariela E. Cano, Esq.