

# EMERGENCY PETITION FOR WRIT OF HABEAS CORPUS

U.S. DISTRICT COURT  
BRUNSWICK DIV.

2026 MAR 26 AM 10:35

CLERK *DM*

(28 U.S.C. § 2241)

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
BRUNSWICK DIVISION

## NEXT FRIEND PETITIONER:

5:26-w-392

Richard Albert Engle

[REDACTED]

Email: [REDACTED]

Phone: [REDACTED]

("Next Friend" of Petitioner)

## PETITIONER (DETAINEE):

LUIS JESÚS PUGA NIETO

A# [REDACTED]

Detained at: Folkston ICE Processing Center

## RESPONDENT:

Warden / Officer in Charge  
Folkston ICE Processing Center  
U.S. Immigration and Customs Enforcement (ICE)

## EMERGENCY HABEAS PETITION (MEDICAL + HUMANITARIAN CRISIS)

## **I. INTRODUCTION**

Petitioner, through his Next Friend, files this **Emergency Petition for Writ of Habeas Corpus**.

**Luis Jesús Puga Nieto** has been continuously detained since **December 15, 2025**, and is currently suffering from **multiple life-threatening medical conditions** that are not being properly treated.

His continued detention violates the **Due Process Clause of the Fifth Amendment** and places him at **imminent risk of death or permanent disability**.

## **II. NEXT FRIEND STANDING**

This petition is properly brought by **Richard Albert Engle** because:

- 1 Petitioner is detained and has limited access to the courts;
- 2 Next Friend acts in good faith and in Petitioner's best interest;
- 3 Petitioner cannot adequately protect his rights due to detention and medical condition.

## **III. JURISDICTION AND VENUE**

This Court has jurisdiction under 28 U.S.C. § 2241.

Venue is proper because Petitioner is detained within this District.

## **IV. FACTS – DETENTION AND MEDICAL EMERGENCY**

- 1 Petitioner has been detained since **December 15, 2025**.
- 2 His detention exceeds **three months**, qualifying as **prolonged and unconstitutional**.
- 3 Petitioner suffers from multiple serious conditions, including:
  - **diabetes** (glucose levels above 500)
  - **hypertension** (around 220)
  - **High cholesterol**

- Obstructed artery in the heart
  - Brain tumors
  - Seizure disorder
  - Vision loss
  - Severe chronic headaches
- 4 Petitioner is experiencing **severe neurological symptoms**, including:
- Partial paralysis
  - Loss of balance
  - Inability to walk
  - Use of wheelchair
- 5 These symptoms are consistent with a possible **stroke**.
- 6 Medical care in detention is **grossly inadequate**, including:
- Failure to monitor glucose
  - Failure to control blood pressure
  - Failure to treat neurological symptoms
- 7 Petitioner is in **constant pain and deteriorating**, placing him at **immediate risk of death**.

## **V. GROUNDS FOR RELIEF**

### **A. Violation of Due Process**

Detention that is prolonged and dangerous violates the Fifth Amendment.

### **B. Deliberate Indifference**

Failure to provide medical care is unconstitutional.

### **C. Prolonged Detention**

Under *Zadvydas v. Davis*, detention cannot be indefinite.

#### **D. Imminent Danger**

Petitioner faces life-threatening risk.

### **VI. MEDICAL EVIDENCE**

Medical records (Exhibit A) confirm prior treatment in the United States and ongoing health conditions.

His condition has **worsened significantly in detention**, showing lack of proper care.

### **VII. HUMANITARIAN FACTORS**

Petitioner is the father of minor children.

Evidence (Exhibit B) shows:

- Emotional distress
- School impact
- Family hardship

His detention is causing **irreparable harm to his children**.

### **VIII. LACK OF CRIMINAL HISTORY**

Petitioner has **NO criminal history** and poses **no danger to the community**.

There is no evidence that Petitioner presents any risk to public safety. His continued detention is unjustified, especially considering:

- His severe medical condition;
- His prolonged detention;
- His strong family ties and support system;

Petitioner is an appropriate candidate for **immediate release or supervised conditions**.

## IX. REQUEST FOR RELIEF

Petitioner respectfully requests:

- 1 Immediate issuance of the Writ
- 2 Emergency response from Respondent
- 3 IMMEDIATE RELEASE

Or alternatively:

- Emergency bond hearing
- Immediate hospitalization

## X. DECLARATION

I, Richard Albert Engle, declare under penalty of perjury that this is true and filed in good faith.

Date: 03/23/2026  
Signature: Richard Engle  
Richard Albert Engle

Date: 03/23/2026

United States District Court  
Southern District of Georgia  
Brunswick Division

**RE: EXHIBITS AND SUPPORTING EVIDENCE**

**Petitioner:** Luis Jesús Puga Nieto (A# )

To the Honorable Court:

I, **Richard Albert Engle**, respectfully submit the following **supporting evidence and exhibits** in connection with the Emergency Petition for Writ of Habeas Corpus filed on behalf of **Luis Jesús Puga Nieto**, currently detained at the Folkston ICE Processing Center.

This evidence is organized and submitted to support the urgent request for relief based on **medical emergency, prolonged detention, and humanitarian factors**.

## **EXHIBIT LIST**

### **Exhibit A – Medical Records**

Includes medical documentation confirming Petitioner's prior treatment in the United States.

This evidence demonstrates:

- Documented medical history
- Ongoing health issues requiring treatment
- Proof that Petitioner's condition is real and medically supported

This exhibit supports the claim that Petitioner's current condition has **significantly worsened while in detention**, where adequate medical care is not being provided.

### **Exhibit B – Family Letters and School Documentation**

Includes:

- Letters written by Petitioner's children
- Statement from school official confirming emotional distress and attendance issues

This evidence demonstrates:

- Severe emotional hardship to minor children
- Psychological impact caused by Petitioner's detention
- Disruption in the children's education

This supports the humanitarian argument that continued detention is causing **irreparable harm to the family**.

## **Exhibit C – Identification and Personal Documents**

Includes:

- Identification of Next Friend (Richard Albert Engle)
- Petitioner's passport
- Birth certificate
- Identification records
- Children's birth certificates

This evidence establishes:

- Identity of Petitioner
- Family relationships
- Existence of dependent minor children
- Credibility of the Next Friend

## **SUMMARY OF EVIDENCE**

The enclosed evidence collectively demonstrates that:

- Petitioner is suffering from severe and life-threatening medical conditions, including **diabetes and hypertension**
- He is experiencing neurological symptoms consistent with a possible **stroke**
- His detention has been prolonged since December 15, 2025
- He is not receiving adequate medical care

- He has **no criminal history** and poses no danger to the community
- His children are suffering significant emotional and educational harm

## **CONCLUSION**

This evidence supports the urgent need for:

- Immediate judicial review
- Emergency intervention
- Release or medical protection of the Petitioner

I respectfully request that the Court consider this evidence in support of the Emergency Habeas Petition and take prompt action.

Respectfully submitted,

**Richard Albert Engle**  
Next Friend of Luis Jesús Puga Nieto

