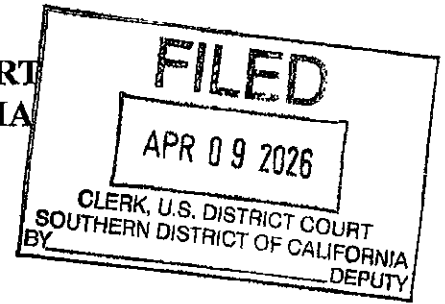


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



Josias Perez Gonzalez

██████████
Petitioner,

V.

INJUNCTIVE RELIEF
TEMPORARY RESTRAINING ORDER

'26CV2258 DMS VET

PAMELA bONDI, U.S. Attorney General of the United States; MARKWAYNE MULLIN, Secretary, United States Department of Homeland Security; TODD M. LYONS, Acting Director, Immigration and customs Enforcement. CRHISTOPHER LAROSE, Warden of, Otay Mesa Detention Center.

Respondents.

MOTION FOR TEMPORARY RESTRAINING ORDER,
AND
INJUNCTIVE RELIEF

TEMPORARY RESTRAINING ORDER

Petitioner-Plaintiff, **Josias Perez Gonzalez** moves this court *ex parte* for a Temporary Restraining Order that would, among other things, require his immediate release from his ongoing detention by agents of Immigration and Customs Enforcement (ICE) and prohibit his re-arrest without pre-detention hearing before "IJ" Immigration Judge at which ICE establishes by clear and convincing evidence that his detention is necessary to prevent his Flight Risk or protect the public.

Background:

The evidence before this court establishes that **Josias Perez Gonzalez** is a 42-years-old from El Salvador. Petitioner came to into the United States on April-04-2000. Running from the gangs

page 1

that were trying to recruiting him at that time. Year after he applied for (TPS) was granted, also he applied for permanent resident on 2016 petitioner still seeking to continuing with his TPS that way he can help better his family financially, after hes TPS was granted in 2002 he started working at a restaurant were he work for 15 years, went to school to learn English. Since he was born he has been a man of faith and family oriented, has letters from the church and neighbors about hes personality. Can vie page#4, Through 10. Petitioner was arrested on 2009 and 2020 for simple batery but charges were dismissed, view page#11. Was arrested ON 2023 and charge with a DUI, petitioner explained to the "IJ" Immigration Judge

he plead guilty because he didnt had money to pay an attorney and he was offered to do 12 months probation, petitioner followed everything he was told, did 40 hours of community services, 12 months of probation, obtaining a certificate from DUI school. Were he learn a lot from this incident. All this paper work I havent obtained since is really hard to get mail were I am currently detained. the Immigration attorney has them.

Petitioner allways have work really hard to support his family not only financially as his Son David J, Perez suffer from HDHD and Autism, who are been affected by his detention, to the point that his Son hurt his arm by punchin the wall of hes frustration of not having hes Dad with him, paper work is been attached to this file proovingn this facts. can vie page# 12. also his 16 years-

old daughter [REDACTED] was [REDACTED] and need his support to

Overcome the trauma, were petitioner plays a great part on helping her, his 3 year-old daughter, [REDACTED]

[REDACTED] also is receiving theraphy (see page 13) after his arrest took place on 01-04-2025 were the officer who arrest the petitioner was fired for abuse of power. You can see page# 14 through 22 case still pending were petitioner has high probability to succeed,

his 3 year-old has been more than a year an she still have nightmare and its been traumatize

been afraid to the law by the situation that happened that day. Petitioner have a 22 years-old daughter

[REDACTED] were all hes 4 kids are U.S Citizen and

would suffer big depression if they would be separeted from each other.

Petitioner Fiance, [REDACTED] who is his 3 years-old daughter mother has a chronic health issues, has been diagnostic with High Triglycerides and liver damage. (See page # 23
petitioner Due process is unequivocally being violated and deserve to be release under this Habeas Corpus. He request that this court grant the Temporary Restraining Order so Respondent's cannot transfer petitioner out of the Jurisdiction of the court or from the Otay Mesa Detention Center until the Habeas Corpus is adjudicated, currently my healt is been affected as I have developed Depression, anxiety, stress disorder lost of hair and skin issues because of living condiction and prolonged period of detention I have spent in custody and not being able to be by the side of my family, petitioner have not received any incidents for misbehavior since I have been detained since 01/04/2025. and have remained in good behavior while in ICE custody.

I have attended to 13 programs that this facility offers, *Anger Management, Parenting, The Victim Impact Program, Better Communication, Computer Science, Adapting To Change, Parenting Dyslexia, Abstinence, Cognitive Awareness, Victims Impact Program, Careers Without College, Autism and Bullying, Parenting ADHD*, I have obtain all certificate, They can be view at <https://.cypherworx.com/certificates>, Code [REDACTED] And I am continuing working to better my self.

I am requesting for this Temporary Restraining Order to be put in place so ICE won't be able to transfer me or deport me before this Habeas Corpus is adjudicated.

CITING CASES LAW; *Jose Antonio Ambrocio Garcia case No. 25-cv-03319-BAS-DEB (2025). Carmen Aracely Pablo Sequen Case No. 25-cv-06487-PCP and F.T.C. v. Dean Foods and many other cases that are being gathered.*

Date 03-07-2026

Josias Perez Gonzalez

[REDACTED]

Otay Mesa Detention Center
P.O. Box 439049
San Diego C.A 92143

Sincerely

[REDACTED]