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MD-01

UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF GEORGIA COLUMBUS DIVISION

YEAN MARCOS SOTO LUGO,
Petitioner,

v.

WARDEN, STEWART DETENTION CENTER, et al.,
Respondents.

MOTION FOR IMMEDIATE RELEASE

Petitioner, by and through his Next Friend, respectfully moves this Honorable Court for an Order granting his immediate release from immigration detention. This Motion is filed in direct support of the pending Petition for Writ of Habeas Corpus and is based on constitutional violations, unlawful detention, and urgent humanitarian concerns.

I. INTRODUCTION

This Motion arises from the continued and unlawful detention of Petitioner Yean Marcos Soto Lugo, who has been deprived of his liberty without due process of law. His detention is arbitrary, excessive, and constitutionally impermissible under the Fifth Amendment.

II. FACTUAL BASIS

Petitioner was taken into custody on December 4, 2025, while complying in good faith with a scheduled ICE check-in. He was detained without a warrant, without probable cause, and without any individualized determination justifying such detention.

Petitioner has an active asylum case and has demonstrated full compliance with all immigration requirements. Despite this, he was denied bond without a meaningful hearing or opportunity to present evidence.

Conditions at Stewart Detention Center are inhumane. Petitioner has suffered:
- Food deprivation and consumption of spoiled meals

- Denial of adequate medical care
- Verbal abuse including racial and xenophobic remarks
- Severe emotional distress, anxiety, and depression
- Noticeable weight loss and physical deterioration

Petitioner also fears retaliatory actions, including transfer to another facility or expedited removal, which would irreparably harm his rights and this Court's jurisdiction.

III. LEGAL ARGUMENT

A. UNLAWFUL DETENTION VIOLATES DUE PROCESS

Under the Fifth Amendment, civil detention must bear a reasonable relation to its purpose. Petitioner's detention is excessive and lacks justification.

See *Zadvydas v. Davis*, 533 U.S. 678 (2001);
Jennings v. Rodriguez, 138 S. Ct. 830 (2018).

B. DENIAL OF BOND HEARING VIOLATES FUNDAMENTAL FAIRNESS

Petitioner was denied a meaningful bond hearing, violating due process principles.

C. CONDITIONS OF CONFINEMENT ARE UNCONSTITUTIONAL

The conditions described amount to punishment and violate constitutional protections.

D. IRREPARABLE HARM

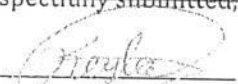
Continued detention poses severe and irreparable harm to Petitioner's health, safety, and legal rights.

IV. REQUEST FOR RELIEF

WHEREFORE, Petitioner respectfully requests that this Court:

1. Order the immediate release of Petitioner;
2. Grant any further relief deemed just and proper.

~~Respectfully submitted,~~


Keyla Genao Castillo

Next Friend