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FILED - USDC - FLMD - JAX

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

DANIEL JOSE CHIRINO GAUNA

A-Number: 

Petitioner, Pro Se

v.

WARDEN, FLORIDA BAKER CORRECTIONAL INSTITUTION;
U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE);
U.S. DEPARTMENT OF HOMELAND SECURITY (DHS);
FIELD OFFICE DIRECTOR, ICE ERO MIAMI FIELD OFFICE

Respondents

**EMERGENCY MOTION FOR IMMEDIATE RELEASE
OR, IN THE ALTERNATIVE, BOND HEARING**

Petitioner, Daniel Jose Chirino Gauna, respectfully moves this Court and states:

1. Petitioner is currently detained at Florida Baker Correctional Institution.
2. Petitioner has filed a Petition for Writ of Habeas Corpus challenging the legality of his detention.
3. Petitioner is being held in violation of the Fifth Amendment Due Process Clause.
4. Petitioner was arrested without clear justification and transferred to immigration custody without proper procedural safeguards.
5. Authorities interfered with the family's attempt to post bond, which raises serious constitutional concerns.
6. Petitioner was held without communication for several days, without access to counsel or family.
7. Petitioner's access to legal representation was further hindered by fraudulent individuals who misrepresented themselves as attorneys, causing delay, financial loss, and additional hardship.
8. Petitioner also suffers from a fracture in his arm which requires proper medical care and monitoring.

9. Petitioner is concerned that he is not receiving adequate treatment while detained.
10. Continued detention places Petitioner at risk of worsening condition, increased pain, and lack of appropriate medical care.
11. Petitioner does not pose a danger to the community.
12. Petitioner is not a flight risk.
13. Continued detention is causing severe emotional and financial hardship to his family.
14. Petitioner faces ongoing irreparable harm if detention continues.
15. Petitioner requests that he not be transferred during the pendency of this action, as such transfer would interfere with this Court's jurisdiction.
16. Petitioner further requests a stay of removal to preserve the Court's ability to grant effective relief.

WHEREFORE, Petitioner respectfully requests that this Court:

- A. Order Petitioner's immediate release; OR
- B. In the alternative, order a prompt bond hearing before an Immigration Judge;
- C. Order that any bond be reasonable and proportionate;
- D. Prohibit transfer of Petitioner while this case is pending;
- E. Issue a stay of removal;
- F. Grant any other relief deemed just and proper.

Respectfully submitted,

Daniel Chirino
Daniel Jose Chirino Gauna

A-Number: 

Date: 04/25/26