

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

LARRY RUIZ ABREU,
A# [REDACTED]
Petitioner,

v.

WARDEN, FLORIDA SOFT SIDED FACILITY, U.S.
ATTORNEY GENERAL,
DIRECTOR, ICE ENFORCEMENT AND REMOVAL
OPERATIONS,

Respondents.

Case No. 2:26-cv-01678-JES-KRH

PETITIONER'S REPLY TO RESPONDENTS' RESPONSE TO PETITION FOR
WRIT OF HABEAS CORPUS

Petitioner, Larry Ruiz Abreu, proceeding pro se, respectfully submits this Reply to Respondents' Response and states as follows:

I. INTRODUCTION

Respondents have failed to establish that Petitioner's removal is significantly likely in the reasonably foreseeable future as required by *Zadvydas v. Davis*, 533 U.S. 678 (2001). Petitioner has now been detained for a prolonged period following re-detention by ICE, yet Respondents have not demonstrated that removal is imminent or reasonably foreseeable.

II. PETITIONER HAS NOT OBSTRUCTED HIS REMOVAL

Respondents contend that Petitioner failed to cooperate with removal efforts. Petitioner respectfully disputes that assertion.

During the current period of detention, Petitioner was transferred to Arizona. However, Petitioner was never removed to Mexico, never taken to a border crossing for removal, and was ultimately returned to Florida. No removal was carried out, and Petitioner did not prevent or obstruct any removal process.

Likewise, Petitioner has never been presented for repatriation to Cuba, has never refused transportation to Cuba, and has never obstructed any scheduled removal to Cuba. To Petitioner's knowledge, no actual attempt has been made to remove him to Cuba during his current detention.

JUN 15 2026 PM 1:52
FILED - USDC - FLMD - FTM

Accordingly, Respondents' allegation of non-cooperation does not establish that Petitioner's continued detention is lawful.

III. RESPONDENTS HAVE FAILED TO SHOW A SIGNIFICANT LIKELIHOOD OF REMOVAL

The relevant question under *Zadvydas* is whether removal is significantly likely in the reasonably foreseeable future.

Despite Petitioner's prolonged detention, Respondents have not demonstrated that removal to Cuba is imminent. Petitioner has not been provided with a removal date and has not been informed that travel documents have been issued or approved by the Cuban government.

Petitioner's prior history further supports his claim. Following his original removal order, Petitioner was released under an Order of Supervision for many years because the Government was unable to effectuate his removal. The same practical obstacles to removal continue to exist today.

IV. PETITIONER IS WILLING TO COMPLY WITH CONDITIONS OF SUPERVISION

Petitioner has previously complied with supervision requirements while living in the community. Petitioner remains willing to comply fully with any reasonable reporting requirements, travel restrictions, or other conditions imposed by ICE or this Court.

Notably, Respondents acknowledge that if the Court grants relief, release under an Order of Supervision may be appropriate. Petitioner does not object to such conditions and is prepared to comply with them.

V. CONCLUSION

Because Respondents have failed to demonstrate a significant likelihood of Petitioner's removal in the reasonably foreseeable future, Petitioner's continued detention has become prolonged and unconstitutional under *Zadvydas v. Davis*.

WHEREFORE, Petitioner respectfully requests that this Court:

- A. Grant the Petition for Writ of Habeas Corpus;
- B. Order Petitioner's release under appropriate conditions of supervision; and
- C. Grant such other relief as the Court deems just and proper.

Respectfully submitted,



Larry Ruiz Abreu, Pro Se
A# 

Date: 06/10/2026