

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT OWENSBORO

YULIETH GOMEZ MEJIA

PETITIONER

v.

NO. 4:25-CV-82-GNS

KRISTI NOEM, in her Official Capacity as
Secretary, Department of Homeland Security;
TODD LYONS, in his Official Capacity as
Acting Director, U.S. Immigration and
Customs Enforcement;
PAM BONDI, in her Official Capacity as
Attorney General of the United States; and
JASON WOOSLEY, in his Official Capacity as
Grayson County Jailer

RESPONDENTS

EMERGENCY MOTION TO STAY REMOVAL OF THE RESPONDENT
AND ANY FURTHER ACTION BY THE GOVERNMENT

The Petitioner, by and through counsel, moves this Court to entered the attached order staying any all actions in the processing of Yulieth Gomez Mejia. The Department is not acting in good faith. In support of this motion, Yulieth avers the following:

On or about, July 28, 2025, Yulieth Gomez Mejia was taken into custody by the Department of Homeland Security (“Department”). The Department illegally placed her in Expedited Removal Proceedings.

On July 31, 2025, by and through Counsel, Yulieth filed a Petition for a Writ of Habeas Corpus. On August 8, 2025, the Respondent filed a Response to Order to Show Cause. It defended the Department’s conduct, and it asserted that the Department was justified in placing the Petitioner in the expedited removal process.

On or about August 18, the Petitioner filed a brief in compliance with the Court’s order.

On August 28, 2025, the Respondent filed a response brief. In the Respondent's Response, it was apparent that the Department is creating a scenario in which this Habeas could potentially become moot. The Department is deliberately changing the basis for detention to allowed for the continued detention of Yulieth Gomez Mejia. Page 3 of the Respondent's response specifically states that on August 22, 2025, the Petitioner was issued a Notice to Appear (NTA). She was moved out of expedited removal process and bypasses the credible fear interview with the asylum office. The Government is acting in bad faith. After the initiation of the petition, after the initial appearance in front of the court, and after the submission of the Petitioner's brief, the Government removes her from expedited removal, which was the initial basis for detention, to removal proceedings. This is an abuse of the Government's power. This is an abuse of the immigration system.

WHEREFORE NOW, the Petitioner moves this Court, to Stay the removal of the Yulieth Gomez Mejia and any further action by the Department of Homeland Security.

Respectfully Submitted,



Rania A. Attum

ATTUM LAW OFFICE

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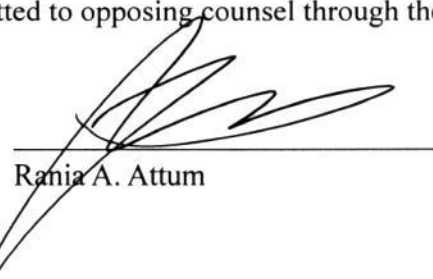
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CERTIFICATE OF SERVICE

A true and accurate copy of this Motion was submitted to opposing counsel through the ECAS/Electronic filing on August 29, 2025.



Rania A. Attum

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RESPONDENTS

ORDER STAYING REMOVAL OF THE RESPONDENT
AND ANY FURTHER ACTION BY THE GOVERNMENT

The Motion having been made, and the Court having been advised, IT IS HEREBY ORDERED, that the Petitioner's Emergency Motion to Stay the Removal of the Respondent and Any Further Action by Department of Homeland Security is GRANTED. The removal of the Petitioner is STAYED until the final disposition of this case. In addition, any and all immigration actions including expedited removal or removal proceedings are STAYED until the final disposition of this case.

JUDGE REBECCA G. JENNINGS