

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
COLUMBUS DIVISION

4:25-cv-266

FILED OCT 23 2025 AM 8:07  
MDGA-CDL

LUIS ALBERTO ALVAREZ CUAN, PETITIONER,

A: 

V.

WARDEN; STEWART DETENTION CENTER; RESPONDENT.

- OBJECTIONS TO RESPONSE OF THE PETITION.

- ON SEPTEMBER 22, 2025, PETITIONER RECEIVED A COPY OF THE RESPONSE TO PETITIONER'S PETITION, SUBMITTED ON AUGUST 19, 2025, WHERE THE RESPONDENT FILE RESPONSE AND REQUEST THAT THE PETITION BE DENIED.

- THE RESPONDENT ALLEGES THAT THE PETITIONER DOES NOT PRESENT SUFFICIENT EVIDENCE TO DEMONSTRATE THAT THERE IS NO SIGNIFICANT POSSIBILITY OF DEPORTATION IN THE REASONABLY FORESEEABLE OF FUTURE TO CUBA.

- IN THE PETITION SUBMITTED BY THE PETITIONER, EVERYTHING IS MADE EXPLICIT, ADDING AS SUPPORT THE DECLARATION OF TARTANGER L. STEPHES (DEPORTATION OFFICER AT STEWART DETENTION CENTER IN WILKIN, GA) WHERE HE CITES IN HIS DECLARATION ON SEPTEMBER 15, 2025, TRAVEL DOCUMENTS WERE REQUESTED FROM CUBA, BUT HE OMITTED TO, INFORM THE RESPONSE OF THE CUBAN GOVERNMENT TO SAID REQUEST AS HE OMITTED TO EXPLAIN, IF THE PETITIONER RECEIVED A DEPORTATION ORDER TO CUBA ON JANUARY 15, 2025, KNOWING THAT THE JUDGE'S

MUST BE FULFILLED QUICKLY IN THE NEXT 90 DAYS, HE MAKES THE REQUEST TO CUBA 3 MONTHS LATER, ALSO HOW CAN IT BE UNDERSTOOD THAT IF CUBAN GOVERNMENT DOES NOT GIVE TRAVEL DOCUMENTS TO THE PETITIONER, A THIRD COUNTRY MAY PROVIDE TRAVEL DOCUMENTS TO THE PETITIONER ONLY BECAUSE THE PETITIONER HAS FAMILY TIES IN THOSE COUNTRIES, (PETITIONER ALSO HAS FAMILY TIES IN THE UNITED STATES).

- THE REQUEST TO A THIRD COUNTRY WAS MADE ON SEPTEMBER 3, 2025 8 MONTHS AFTER THE PETITIONER RECEIVED THE FINAL DEPORTATION ORDER FROM A JUDGE, IT IS LOGICAL THAT IN SUCH A SHORT PERIOD OF TIME A RESPONSE CAN BE OBTAINED, (WHICH DOES NOT MEAN THAT IT WILL BE POSITIVE).

- THE RESPONDENT CITES AND GIVES AS AN EXAMPLE, MIRZA, 2023 WL 2644860, AT \*1-2, YET, WHAT THE RESPONDENT OMITTED IS THAT MIRZA IS A CITIZEN OF RWANDAN, AND PETITIONER IS A CITIZEN OF CUBA, SO THE EXAMPLE CITED BY RESPONDENT DOES NOT APPLY IN THIS CASE (CUBA SINCE 1961 IS ON THE LIST OF COUNTRIES WITH NO TREATY WITH THE U.S DUE TO SERIOUS POLITICAL DIFFERENCES UNLIKE RWANDAN).

- TO COMPLETE HIS ALLEGATION, THE PETITIONER WANTS TO ADD THAT HE DOES NOT REPRESENT ANY FLIGHT RISK, BECAUSE IT IS WELL DEMONSTRATED THAT HE DOES NOT HAVE TRAVEL DOCUMENTS OR ECONOMIC SOURCES, AND THAT HE IS NOT A PUBLIC RISK. FOR THE CRIME COMMITTED BY THE PETITIONER, AND FOR WHICH HE ALREADY PAID FOR IT, THERE WAS NO PROOF OR ACCUSATION OF

VIOLENCE, THAT IN THE 12 YEARS HE WAS IN PRISON, HE NEVER RECEIVED A NEGATIVE REPORT FOR VIOLENCE, NOR IN THE 10 MONTHS HE HAS BEEN IN ICE'S CUSTODY, THAT SINCE THE BEGINNING OF HIS SENTENCE HE PARTICIPATED AND SUCCESSFULLY COMPLETED ALL THE EDUCATIONAL AND REFORM PROGRAMS OFFERED BY THE B.O.P. THINKING AND PREPARING FOR THE FUTURE, TO BE ABLE TO REESTABLISH HIS LIFE ON THE RIGHT PATH.

-THAT TODAY THE PETITIONER IS 62 YEARS OLD, HE IS CHRONICALLY CARE, ALTHOUGH HIS CONDITION IS KEPT UNDER CONTROL THANKS TO THE MEDICATIONS HE HAS TO TAKE DAILY FOR THE REST OF HIS LIFE. THAT HE HAS UNDERSTOOD, THAT 12 YEARS IN PRISON, BEING SEPARATED FROM HIS FAMILY HAS BEEN ENOUGH TO MAKE ME SEE THE MANY MISTAKES MADE IN THE PAST, SO MY ONLY WISH TODAY IS TO BE REUNITED WITH MY FAMILY. I HOPE THIS COURT'S RULING IS IN FAVOR OF JUSTICE AND THE LAW, THAT THIS COURT ACTS AS A NEUTRAL ARBITER.

-I AFFIRM, UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT. RESPECTFULLY SUBMITTED THIS 22 OF SEPTEMBER, 2025.

LUIS ALVAREZ CUAN, PRO SE

A: 

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