

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF LOUISIANA**

OSCAR HERNANDEZ AMAYA,

Petitioner,

v.

DONALD J. TRUMP, et al.

Respondents.

Civil Action No.

3:25-cv-00889-JWD-RLB

**MOTION FOR TEMPORARY RESTRAINING ORDER AND
PRELIMINARY INJUNCTION**

Petitioner Oscar Hernandez Amaya respectfully requests, in accordance with Fed. R. Civ. P 65 and Local Rule 65, that this Honorable Court grant a temporary restraining order ("TRO") and preliminary injunction against Respondents. For the reasons provided in the attached memorandum of law and other supporting documents, Petitioner's detention by Respondents is unlawful. As such, Petitioner respectfully requests an order enjoining Respondents from prolonging his detention any further.

WHEREFORE, for the reasons described in the attached memorandum of law and any other reasons apparent to this Honorable Court, Mr. Hernandez Amaya respectfully requests that the Court grant his Motion for Temporary Restraining Order and Preliminary Injunction.

Counsel for Petitioner shared the underlying petition for habeas corpus (ECF No.1) and its accompanying documents with the United States Attorney's Office (USAO) for the Middle District of Louisiana upon its filing, indicating to the USAO that Petitioner would seek a Temporary Restraining Order in due course. Counsel for Petitioner will immediately email this

Motion and its accompanying documents to the USAO via the following email addresses, identified for further correspondence relating to this matter:

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Dated: October 6, 2025

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Respectfully submitted,

/s/ Charles Andrew Perry

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**Pro hac vice application pending*

CERTIFICATE OF SERVICE

I hereby certify that on October 6, 2025, I electronically filed the foregoing motion and proposed order with the Clerk of the Court by using the CM/ECF system, which will provide a copy to counsel of record. I will also send a copy via electronic mail to the below email addresses identified by the United States Attorney's Office for the Middle District of Louisiana for further correspondence relating to this matter:

Chase.zachary@usdoj.gov

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/s/ Charles Andrew Perry

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