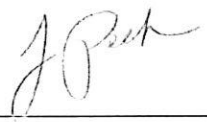
COUNSEL'S VERIFICATION STATEMENT

I am submitting this verification on behalf of the Petitioner as their attorney. I have reviewed relevant documentation of the events described in this Petition and Complaint reasonably available to me prior to, and at the time of, filing. On the basis of those documents and discussions with individuals whom Petitioner authorized to speak on his behalf, I hereby verify that the statements made in the foregoing Verified Petition for a Writ of Habeas Corpus are true and correct to the best of my knowledge, information, and belief.



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TABLE OF EXHIBITS IN SUPPORT OF PETITION

Exhibit	Exhibit Name
1	Petitioner's Identification Documents
2	Relative's Birth Certificates
3	Notice to Appear
4	AILA Practice Advisory regarding Maldonado Bautista.
5	ICE Detainee Locator
6	EOIR Case Status Online System

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

JOSE PEDRO TREJO-VERDE Petitioner v. **BOBBY THOMPSON,** Warden at South Texas Detention Center (Pearsall); **MIGUEL VERGARA,** San Antonio Field Office Director, ICE Enforcement and Removal Operations; **TODD LYONS,** Acting Director, U.S. Immigration and Customs Enforcement; **KRISTI NOEM,** Secretary, U.S. Department of Homeland Security; **PAMELA JO BONDI,** Attorney General, U.S. Department of Justice. Respondents	**Case No. 26-cv-690**

PETITIONER'S MOTION FOR ENTRY OF DEFAULT AND FOR GRANT OF PETITION FOR WRIT OF HABEAS CORPUS

Petitioner, **Mr. Jose Pedro Trejo-Verde**, through undersigned counsel, respectfully moves this Court for an Order to Show Cause directing Respondents to explain their failure to comply with this Court's prior Order, or, in the alternative, for entry of default and adjudication of the Petition for Writ of Habeas Corpus as unopposed. In support thereof, Petitioner states as follows:

I. Procedural Background

1. Petitioner filed the Petition for Writ of Habeas Corpus on February 4, 2026. ECF No. 1. Thereafter, this Court entered an Order directing Respondents to file a proper response to the Petition within five (5) days of the date of service.

2. Counsel for Petitioner conferred with the government attorney via telephone, who confirmed that Respondents received the Court's Order on **February 5, 2026**. Accordingly, the five-day deadline to comply with the Court's directive expired yesterday, **February 10, 2026**.

3. The deadline imposed by the Court has passed. As of the date of this filing, Respondents have not filed an answer, motion, or request for extension of time. No explanation has been provided for the failure to comply with the Court's directive.

4. Under Rule 5(a) of the Rules Governing Section 2254 Proceedings, made applicable to habeas proceedings under 28 U.S.C. § 2241 through Rule 1(b), a respondent is not required to answer a petition unless a judge so orders. Here, the Court expressly ordered Respondents to respond. Once that order was entered, compliance became mandatory. Respondents have failed to comply.

II. The Court Should Enforce Its Prior Order and Require Immediate Compliance

5. Federal courts possess inherent authority to enforce compliance with their lawful orders. The orderly administration of justice depends upon adherence to court-imposed deadlines, particularly in habeas proceedings where the petitioner's liberty is at stake.

6. Although default judgments are generally disfavored in habeas cases; Respondents' failure to file any response prejudices Petitioner's right to a prompt adjudication of the legality of

his detention. The Supreme Court has long recognized habeas corpus as a "swift and imperative remedy" in cases of unlawful restraint. *Preiser v. Rodriguez*, 411 U.S. 475, 519 (1973).

7. Here, Respondents were afforded a clear deadline and have neither complied nor sought additional time. The continued delay, without explanation, frustrates the purpose of habeas review and leaves the Petition's allegations unanswered. Accordingly, at minimum, this Court should issue an Order to Show Cause directing Respondents to explain their failure to comply within a brief, defined period and to file an immediate substantive response.

III. In the Alternative, the Petition Should Be Treated as Unopposed

8. Federal Rule of Civil Procedure 55 provides that default may be entered when a party fails to plead or otherwise defend. While Petitioner acknowledges that courts exercise caution before granting habeas relief by default, Respondents' complete failure to respond after a court order supports entry of default or, at minimum, adjudication of the Petition as unopposed.

9. Once a petitioner raises a colorable challenge to the legality of detention, the burden rests with the Government to justify that detention. This Court specifically ordered Respondents to file a response. By failing to do so, Respondents have declined the opportunity to meet that burden.

10. In these circumstances, the Court may either enter default under Rule 55(a) or proceed to adjudicate the Petition on the existing record, treating the Government's silence as a failure to contest the factual and legal allegations set forth in the Petition.

IV. Requested Relief

11. For the foregoing reasons, Petitioner respectfully requests that this Court: