

FILED MAY 4 2026 AM 8:08
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UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF GEORGIA

Case No.: 4:26-cv-00213-CDL-AGH

MIA CRISTAL GUZMAN TAPIA, as Next Friend of JOHANNY TAPIA GUZMAN,
Petitioner,

v.

WARDEN, STEWART DETENTION CENTER,
Respondent.

MOTION FOR RELEASE UNDER SUPERVISION

I. INTRODUCTION

Petitioner has been detained for approximately four (4) months and ten (10) days under INA § 235(b), without a meaningful opportunity for release. Continued detention is unreasonable and unnecessary where less restrictive alternatives exist.

II. LEGAL AUTHORITY

This Court retains authority under 28 U.S.C. § 2241 to grant relief from unlawful detention, including supervised release. Even where detention is authorized, constitutional limits apply.

III. PETITIONER IS NOT A DANGER

Petitioner has no criminal conviction, has strong community ties, and has demonstrated good moral character through work, church involvement, and tax compliance.

IV. PETITIONER IS NOT A FLIGHT RISK

Petitioner has stable residence, family dependence, and consistent compliance with ICE. Her daughter has submitted a sworn affidavit guaranteeing compliance.

V. HUMANITARIAN FACTORS

Petitioner's detention is causing significant hardship to her family, including emotional and psychological harm. She has a pending I-130 and a viable path to lawful status.

VI. LESS RESTRICTIVE ALTERNATIVE

Petitioner is willing to comply with all conditions, including ICE check-ins, electronic monitoring, and any court-imposed requirements.

VII. CONCLUSION

Petitioner respectfully requests that the Court order release under supervision or grant any other appropriate relief.

Respectfully submitted,

Mia Guzman

Mia Cristal Guzman Tapia

Next Friend of Johanny Tapia Guzman

Date: 04/18/2026