

1 **David E. Walters**
2 **State of Nevada Bar No.: 7203**
3 **Law Office of David E. Walters**
4 **4060 E. Russell Rd., Ste. 100**
5 **Las Vegas, NV 89120**
6 **702-405-6666**

7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 **FLORES FLORES, JUAN CARLOS**

Case No.: 2:26-cv-00354

10 **Petitioner,**

11 **vs.**

12 **EMERGENCY MOTION FOR**
13 **TEMPORARY RESTRAINING**
14 **ORDER AND PRELIMINARY**
15 **INJUNCTION**

16 **JOHN MATTOS, Warden, Nevada**
17 **Southern Detention Center;**
18 **MICHAEL BERNACKE, Field Office**
19 **Director, U.S. Immigration and Customs**
20 **Enforcement,**
21 **PAMELA BONDI, Attorney General of**
22 **the United States; and**
23 **KRISTI NOEM, Secretary of Homeland**
24 **Security, in their official capacities,**

25 **Respondents.**

26 **EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER**
27 **AND PRELIMINARY INJUNCTION**

28 **Petitioner, Juan Carlos Flores Flores, through undersigned counsel,**
respectfully requests this Court under Federal Rule Civil Procedure 65 to grant him

EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER AND
PRELIMINARY INJUNCTION - 1

1 a Temporary Restraining Order and a Writ of Preliminary Injunction against all
2 Defendants based on the following grounds:

- 3 1. Respondents, and their employees, agents, servants, officers, and persons
4 in concert with Defendants, are enjoined from moving the Petitioner from
5 the NEVADA SOUTHERN DETENTION CENTER in Pahrump, Nevada,
6 where Petitioner is currently detained in the custody of the Respondents
7 and which is within this judicial district, as this transfer will deprive him
8 of his due process rights, specifically his right to counsel.
- 9 2. Petitioner has filed a Petition for Writ of Habeas Corpus concurrently with
10 this Emergency Motion for Temporary Restraining Order and Preliminary
11 Injunction, and said Habeas Corpus Petition will be frustrated and rendered
12 moot before this Honorable Court can consider it if Respondents transfer
13 Petitioner to another detention facility outside of the State of Nevada and
14 outside of this judicial district.
- 15 3. If Petitioner is transferred to a detention facility outside of the State of
16 Nevada by the Respondents, Petitioner will be greatly prejudiced and will
17 suffer irreparable harm as he will be forced to engage the services of local
18 counsel in the new judicial district, since the undersigned counsel might
19 not be admitted to practice law in that new judicial district and will not be
20 able to provide Petitioner with effective legal assistance and representation.

21
22 In support of this Emergency Motion, Petitioner relies on the accompanying
23 Petition for Habeas Corpus. Petitioner is entitled to immediate and preliminary
24 injunctive relief because (1) Petitioner is substantially likely to succeed on the merits
25 of his claim, (2) Petitioner is and will continue to suffer irreparable harm absent
26 immediate relief from this Court, (3) the balance of equities decidedly tips in favor
27

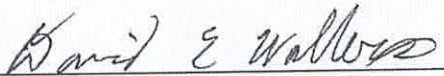
28 EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER AND
PRELIMINARY INJUNCTION - 2

1 of protecting Petitioner's right to due process, specifically his right to counsel, and
2 (4) the public interest always supports upholding the Constitution.

3 Petitioner respectfully request that the Court issue an *ex parte* temporary
4 restraining order given the ongoing irreparable injury to the Petitioner. Petitioner
5 also requests an opportunity to be heard on this Emergency Motion as soon as the
6 Court's schedule allows.

7
8 Respectfully submitted,

9 Date: February 13, 2026
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28 EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER AND
PRELIMINARY INJUNCTION - 3

