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Attorney for Petitioner
ELVIS SANTANA AJO

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

ELVIS SANTANA AJO,

Petitioner,

v.

WARDEN, FLORENCE SERVICE PROCESSING CENTER, et al.,

Respondents.

Case No. 2:26-cv-02781-DWL (CDB)

ECOND NOTICE OF IMMINENT REMOVAL STATUS (CURRENT DETENTION CONFIRMED) AND REQUEST FOR IMMEDIATE CONSIDERATION OF PENDING TRO

Petitioner, through counsel, respectfully submits this Second Notice to update the Court on Petitioner's current custody status and to emphasize the escalating and imminent risk of removal.

Since the filing of Petitioner's Emergency Petition for Writ of Habeas Corpus and Motion for Temporary Restraining Order, and subsequent supplemental notices, Petitioner has been transferred out of the District of Arizona and placed within the removal processing pipeline.

Counsel has now confirmed through the ICE detainee locator that Petitioner remains in ICE custody at Winn Correctional Center in Louisiana. While Petitioner has not yet been removed, his transfer out of Arizona and placement in Louisiana reflects that he is in active deportation processing and subject to imminent removal.

These developments confirm that the risk of removal is no longer speculative. Petitioner is currently in a facility commonly used for staging and processing detainees for removal, and his continued detention there materially increases the likelihood that he will be removed before this Court can rule on the pending Motion for Temporary Restraining Order.

Removal under these circumstances would irreparably harm Petitioner by undermining his pending Petition for Review before the Eleventh Circuit, impairing his ability to communicate with counsel, and effectively depriving him of meaningful judicial review.

Petitioner filed this action while in custody within this District, and jurisdiction properly attached at that time. The government's transfer of Petitioner should not defeat this Court's authority to preserve the status quo and adjudicate the pending emergency request.

In light of these confirmed developments, Petitioner respectfully requests that the Court:

1. Consider the pending Motion for Temporary Restraining Order on an immediate basis;
2. Issue an order prohibiting Respondents from removing Petitioner pending further order of the Court; and
3. Grant such other relief as the Court deems appropriate.

Dated: May 4, 2026

Respectfully submitted,

/s/ Roger H. Ponce

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