

Court Dockets Favorite

GUAMUG PACHECO v. SOTO et al, Docket No. 2:26-cv-00024 (D.N.J. Jan 03, 2026), Court Docket

Track Docket Update Docket

**U.S. District Court**  
**District of New Jersey [LIVE] (Newark)**  
**CIVIL DOCKET FOR CASE #: 2:26-cv-00024-MEF**

**GUAMUG PACHECO v. SOTO et al**

**DOCKET INFORMATION** Minimize ^

**DATE FILED:** Sat Jan 03 2026

**STATUS:** Closed

**NATURE OF SUIT:** 463 Habeas Corpus - Alien Detainee

**ASSIGNED TO:** Judge Michael E. Farbiarz

**CAUSE:** 28:2241 Petition for Writ of Habeas Corpus (federa)

**DATE TERMINATED:** Wed Apr 01 2026

**JURISDICTION:** U.S. Government Defendant

**JURY DEMAND:** None

**PARTIES AND ATTORNEYS** Expand All Minimize ^

**KEYWORD**

**FRANKLIN VICENTE GUAMUG PACHECO**  
A246-326-400  
Petitioner

**LUIS SOTO**  
in his official capacity as WARDEN, DELANEY HALL DETENTION FACILITY  
Respondent

**JOHN TSOUKARIS**  
in his official capacity as Field Office Director, Newark Field Office, U.S. Immigration & Customs Enforcement  
Respondent

**DAREN K MARGOLIN**  
in his official capacity as Director, Executive Office for Immigration Review  
Respondent

**PAMELA BONDI**  
in her official capacity as Attorney General of the United States  
Respondent

**TODD M LYONS**  
in his official capacity as Acting Director, United States Immigration and Customs Enforcement  
Respondent

**KRISTI NOEM**  
in her official capacity as Secretary of the Department of Homeland Security  
Respondent

**DOCKET ENTRIES** Minimize ^

**KEYWORD**

**FILING TYPE**

▾

**DATE**

Reverse Entries ↕

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 1	Jan. 03, 2026	<a href="#">Request</a>	PETITION for Writ of Habeas Corpus ( Filing fee \$ 5 receipt number ANJDC-16956554.), filed by FRANKLIN VICENTE GUAMUG PACHECO. (Attachments: # 1 Civil Cover Sheet, # 2 Exhibit I-360 Petition Approval)(KAPITONOV, PETER) (Entered: 01/03/2026)
<input type="checkbox"/> 2	Jan. 03, 2026	<a href="#">Request</a>	MOTION for Temporary Restraining Order by FRANKLIN VICENTE GUAMUG PACHECO. (KAPITONOV, PETER) (Entered: 01/03/2026)
	Jan. 05, 2026		Case assigned to Judge Michael E. Farbiarz. (jr) (Entered: 01/05/2026)
<input type="checkbox"/> 3	Jan. 05, 2026	<a href="#">Request</a>	TEXT ORDER: The Respondents shall file a brief letter on or before January 5 at 5:00pm indicating whether the petitioner is being held under 8 U.S.C. § 1225, 8 U.S.C. § 1226, or some other provision. If the Respondents represent that the Petitioner is being held under 8 U.S.C. § 1226, he shall promptly be afforded a bond hearing; if the bond hearing is not conducted before January 6 at noon, the Respondents shall file a letter by that time explaining why. If the Respondents represent that the Petitioner is being held under 8 U.S.C. § 1225, the January 5 letter shall indicate why this case is factually distinguishable from the Court's decisions in Chiquito Barzola v. Warden (2:25-cv-17326); Martinez Ron v. Lyons (2:25-cv-17359); and Mboup v. Field Off. Dir. of N.J. Immigr. & Customs Enf't (2:25-cv-16882). If the Respondents do not offer a distinction, or if the Court views any proffered distinction as not a meaningful one, the Court will order a prompt bond hearing, and will order that it take place on or before January 6 at noon. So Ordered by Judge Michael E. Farbiarz on 1/5/26. (ro, ) (Entered: 01/05/2026)
<input type="checkbox"/> 4	Jan. 05, 2026	<a href="#">Request</a>	TEXT ORDER: The Court set a 5:00pm deadline for the Respondents to file a brief letter. ECF 3 . They shall file the letter immediately. So Ordered by Judge Michael E. Farbiarz on 1/5/2026. (ro, ) (Entered: 01/05/2026)
<input type="checkbox"/> 5	Jan. 05, 2026	<a href="#">Request</a>	Substitution of Attorney - Attorney FRANCES C. BAJADA terminated. Attorney JESSICA LASERNA for PAMELA BONDI, JESSICA LASERNA for TODD M LYONS, JESSICA LASERNA for DAREN K MARGOLIN, JESSICA LASERNA for KRISTI NOEM, JESSICA LASERNA for LUIS SOTO, JESSICA LASERNA for JOHN TSOUKARIS added.. (LASERNA, JESSICA) (Entered: 01/05/2026)
<input type="checkbox"/> 6	Jan. 05, 2026	<a href="#">Request</a>	First MOTION for Extension of Time to File Answer by PAMELA BONDI, TODD M LYONS, DAREN K MARGOLIN, KRISTI NOEM, LUIS SOTO, JOHN TSOUKARIS. (Attachments: # 1 Exhibit A - Order of Removal)(LASERNA, JESSICA) (Entered: 01/05/2026)
<input type="checkbox"/> 7	Jan. 06, 2026	<a href="#">Request</a>	TEXT ORDER: The extension requested at ECF 6 is granted. The Court will conduct a video conference today at 1:00pm, principally to understand more fully why its orders at ECF 3 and ECF 4 were not timely complied with and the steps that will be taken to avoid a repeat. The Chief of the Civil Division shall appear; other attorneys for the Respondents may appear should they wish to, and counsel for the Petitioner may appear should he wish to. So Ordered by Judge Michael E. Farbiarz on 1/6/2026. (ro, ) (Entered: 01/06/2026)
	Jan. 06, 2026		Set Deadlines as to 6 First MOTION for Extension of Time to File Answer . Motion set for 2/2/2026 before Judge Michael E. Farbiarz. Unless otherwise directed by the Court, this motion will be decided on the papers and no appearances are required. Note that this is an automatically generated message from the Clerk 's Office and does not supersede any previous or subsequent orders from the Court. (lag, ) (Entered: 01/06/2026)
<input type="checkbox"/> 8	Jan. 06, 2026	<a href="#">Request</a>	Minute Entry for proceedings held before Judge Michael E. Farbiarz: Status telephone Conference held on 1/6/2026. (Court Reporter, Lisa Larsen (973-776-7741)) (ro, ) (Entered: 01/06/2026)
<input type="checkbox"/> 9	Jan. 07, 2026	<a href="#">Request</a>	RESPONSE to Petition for Writ of Habeas Corpus by PAMELA BONDI, TODD M LYONS, DAREN K MARGOLIN, KRISTI NOEM, LUIS SOTO, JOHN TSOUKARIS. (Attachments: # 1 Exhibit A - Form I213, # 2 Exhibit B - NTA)(LASERNA, JESSICA) (Entered: 01/07/2026)
<input type="checkbox"/> 10	Jan. 08, 2026	<a href="#">Request</a>	REPLY BRIEF to Opposition to Motion filed by FRANKLIN VICENTE GUAMUG PACHECO re 2 MOTION for Temporary Restraining Order (Attachments: # 1 Exhibit)(KAPITONOV, PETER) (Entered: 01/08/2026)
<input type="checkbox"/> 11	Jan. 20, 2026	<a href="#">Request</a>	TEXT ORDER: Whether, after the Court of Appeals' decision in Khalil v. President, United States of America, 2026 WL 111933 (3d Cir. Jan. 15, 2026), the Court has habeas jurisdiction in a certain class of cases is an issue now being briefed in another case. See Aygun v. Soto, 2026 WL 136151, at *1 (D.N.J. Jan. 16, 2026). The Respondents' papers in that case are due on or before January 23 at noon. On January 23 at 1:00pm, the Respondents shall indicate whether its habeas jurisdiction arguments in Aygun v. Soto are different in any meaningful way from any habeas jurisdiction arguments that might be relevant in this case. The Petitioner shall file a letter brief on or before January 30 at noon indicating whether, after the Court of Appeals' Khalil decision, the Court has habeas jurisdiction in this case. So Ordered by Judge Michael E. Farbiarz on 1/20/2026. (ro, ) (Entered: 01/20/2026)
<input type="checkbox"/> 12	Jan. 22, 2026	<a href="#">Request</a>	TEXT ORDER: The Respondents' brief alluded to in ECF 11 is now due on January 26 at 11:59pm. See Aygun v. Soto, 2:25-cv-18540-MEF at ECF 16. So Ordered by Judge Michael E. Farbiarz on 1/22/2026. (ro, ) (Entered: 01/22/2026)
<input type="checkbox"/> 13	Jan. 26, 2026	<a href="#">Request</a>	Letter from from United States Attorney's Office re: Effect of Third Circuit's Decision in Khalil re 11 Order,,,, 12 Text Order. (LASERNA, JESSICA) (Entered: 01/26/2026)
<input type="checkbox"/> 14	Jan. 29, 2026	<a href="#">Request</a>	TEXT ORDER: The Respondents shall file a letter brief on or before February 2 at 10:00am. It shall answer two questions in detail and with full reference to the governing caselaw. First, whether a federal court of appeals considering a petition for review after the Board of Immigration Appeals issues a final order of removal can consider whether the immigration courts should have treated the relevant petitioner under 8 U.S.C. § 1226(a) (as opposed to under 8 U.S.C. § 1225(b)(2)) and therefore as eligible for a bail hearing. Second, and relatedly, whether any decision of the immigration courts to treat a petitioner under 8 U.S.C. § 1226(a) (as opposed to under 8 U.S.C. § 1225(b)(2)) "is a matter[ ] on which the validity of the final order [of removal entered by the BIA] is contingent." Khalil v. President, United States, 2026 WL 111933, at *10 (3d Cir. Jan 15, 2026) (quoting Massieu v. Reno, 91 F.3d 416, 422 (3d Cir. 1996)). If yes, the Respondents shall explain why this is so. If no, the Respondents shall explain why this is not so --- and also what the implications of that are for whether 8 U.S.C. § 1252(b)(9) strips habeas jurisdiction from district courts asked to consider whether a detained noncitizen purportedly covered by 8 U.S.C. § 1225(b)(2) should be treated as covered by 8 U.S.C. § 1226(a). (The briefing to this point from the Respondents has been glancing, and not commensurate with the "complex[ity]" of this issue, as they have described it. See Aygun v. Soto (2:25-cv-18540-MEF) at ECF 14. It is imperative that the letter brief due to be filed on Monday be a sustained treatment of the relevant legal issues.) The Petitioner is free to weigh in on the issues described here, by means of a letter brief to be filed on or before February 3 at 10:00am. So Ordered by Judge Michael E. Farbiarz on 1/29/2026. (ro, ) (Entered: 01/29/2026)
<input type="checkbox"/> 15	Jan. 29, 2026	<a href="#">Request</a>	Letter from Peter Kapitonov. (KAPITONOV, PETER) (Entered: 01/29/2026)
<input type="checkbox"/> 16	Jan. 30, 2026	<a href="#">Request</a>	LETTER ORDER granting request for an extension of the deadline to file a Reply Brief until 2/3/2026. Signed by Judge Michael E. Farbiarz on 1/30/2026. (jal, ) (Entered: 01/30/2026)
<input type="checkbox"/> 17	Feb. 01, 2026	<a href="#">Request</a>	Letter from U.S. Attorney's Office Providing Supplemental Response Concerning Khalil re: 14 Text Order re 14 Order,,,,,, (LASERNA, JESSICA) (Entered: 02/01/2026)
<input type="checkbox"/> 18	Feb. 03, 2026	<a href="#">Request</a>	BRIEF Addressing ECF Order 11 and 14 (KAPITONOV, PETER) (Entered: 02/03/2026)
<input type="checkbox"/> 19	Apr. 01, 2026	<a href="#">Request</a>	TEXT ORDER: The Court lacks jurisdiction over the Petitioner's Count Two claim, largely for the reasons set out by the Respondents in ECF 13 , as supplemented to an extent by ECF 17 . The Court One claim is not persuasive, largely for the reasons set out at ECF 9 . This means that the Petition must be dismissed. And it means that the TRO application must be denied for lack of likelihood of merits. Signed by Judge Michael E. Farbiarz on 4/1/26. (ro, ) (Entered: 04/01/2026)

**GENERAL INFO** x

**Current As Of**  
Apr. 18, 2026  
12:13 AM EDT

[What Does This Mean?](#)

**Date Filed**  
Jan. 03, 2026

**Resolution** ⓘ  
Dismissed On Motion - Opposed / Contested

**Length Of Case (Closed)**  
88 Days

**Document ID**  
X1Q6OTTFR582

**Docket Number**  
2:26-cv-00024

**Court**  
United States District Court for the District of New Jersey

**Status**  
Closed

**Nature Of Suit**  
Habeas Corpus - Alien Detainee

This does not constitute the official record of the court. The information is provided "as is" and may be subject to errors or omissions.

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