

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
EL PASO DIVISION**

**JUAN PONCIANO GARCIA  
GARCIA,**

**Petitioner,**

v.

**KRISTI NOEM et al.,**

**Respondents.**

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**CAUSE NO. EP-26-CV-526-KC**

**SHOW CAUSE ORDER & PREVENTING PETITIONER’S REMOVAL FROM THE  
COUNTRY & DISTRICT**

On this day, the Court considered Juan Ponciano Garcia Garcia’s Petition for a Writ of Habeas Corpus, ECF No. 1. Garcia is detained at the El Paso Service Processing Center in El Paso, Texas. *Id.* ¶ 1. He argues that his detention is unlawful and asks the Court to order his release or a bond hearing. *Id.* ¶¶ 53–84. He also asks that Respondents be prevented from moving him out of the District. *Id.* at 26.

Garcia has been in the country since 2005 and was apprehended and detained by immigration authorities for the first time on October 29, 2025. *Id.* ¶¶ 15, 18. As alleged, his case appears materially indistinguishable from several others in which this Court has found a procedural due process violation. *See, e.g., Martinez v. Noem*, No. 3:25-cv-430-KC, 2025 WL 2965859, at \*1–5 (W.D. Tex. Oct. 21, 2025). Of course, Respondents are nevertheless permitted to state their position before a ruling. In doing so, Respondents are encouraged to avoid boilerplate arguments that this Court has already rejected. Absent new authority, they may assume that the Court’s position on the law has not changed and explain whether the facts of Garcia’s case warrant a different outcome.

Accordingly, Respondents are **ORDERED** to **SHOW CAUSE** by **no later than March 3, 2026**, why the application for a writ of habeas corpus should not be granted. *See Lopez-Arevelo v. Ripa*, No. 3:25-cv-337-KC, 2025 WL 3254930, at \*2 & n.1 (W.D. Tex. Aug. 26, 2025). The Court will set this matter for a hearing and order additional briefing deadlines, if necessary, upon review of the show cause response.

**IT IS FURTHER ORDERED**, under the Court’s inherent authority to preserve and assess its own jurisdiction, that Respondents **SHALL NOT** (1) remove or deport Garcia from the United States, or (2) transfer Garcia to any facility outside the boundaries of the El Paso Division of the Western District of Texas, until the Court orders otherwise or this case is closed. *See Alves v. U.S. Dep’t of Just.*, No. 3-25-cv-306-KC, 2025 WL 2629763, at \*5 (W.D. Tex. Sept. 12, 2025).

**IT IS FURTHER ORDERED** that to the extent Respondents have not been served, the Clerk of the Court shall **SERVE** copies of the Petition and this Order upon Respondents through their counsel. *See Habeas Rule 4* (“[T]he clerk must serve a copy of the petition and any order on the respondent[s] . . .”).

**SO ORDERED.**

**SIGNED this 24th day of February, 2026.**

  
KATHLEEN CARDONE  
UNITED STATES DISTRICT JUDGE