

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY  
NORTHERN DIVISION  
AT COVINGTON**

**CIVIL ACTION NO. 26-117-DLB**

**RAFAEL ARMANDO PENOTT RODRIGUEZ**

**PETITIONER**

**v.**

**ORDER**

**MARC FIELDS, et al.,**

**RESPONDENTS**

\*\*\*\*\*

Petitioner Rafael Armando Penott Rodriguez, through counsel, recently filed an Emergency Petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241 (Doc. # 1). Petitioner claims he is being improperly detained by United States Immigration and Customs Enforcement at the Kenton County Detention Center, in Covington, Kentucky. Among other things, he requests that this Court order his immediate release.

Having reviewed Rodriguez's Petition, the Court concludes that further briefing is required to adjudicate his claims. Thus, the Court will direct Respondents to respond to Rodriguez's pleading within fourteen (14) days. Accordingly,

**IT IS ORDERED** as follows:

- (1) The Clerk of Court is directed to send a copy of Rodriguez's Petition (Doc. # 1), all relevant attachments to the Petition (Docs. # 1-2 through 1-5), and this Order by electronic mail to the United States Attorney's Office for the Eastern District of Kentucky at the following e-mail address:  
USAKYE.CivilProcessClerk@usdoj.gov.

(2) The Clerk of Court is directed to send a copy of Rodriguez's Petition (Doc. # 1) all relevant attachments to the Petition (Docs. # 1-2 through 1-5) and this Order by certified mail to Jailer Marc Fields.

(3) Respondents shall file their response to the petition **within fourteen (14) days after the date of entry of this Order**. The response should be in the form of a memorandum addressing the factual allegations and legal claims contained in the petition. Neither a formal motion to dismiss nor a motion for summary judgment is appropriate for these proceedings. Respondents also should attach any relevant documentary evidence to the Response brief.

(4) Rodriguez shall file a reply in further support of his petition within **twenty-eight (28) days after the date of entry of this Order**.

This 18th day of March, 2026.



Signed By:

David L. Bunning

Handwritten signature of David L. Bunning, consisting of the letters "DB" in a stylized, cursive font.

Chief United States District Judge