

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

JOSE ROMULO RIVEROS LAMUS,

Petitioner,

v.

TODD BLANCHE, *in his capacity as  
Acting Attorney General of the United  
States*, et al.,

Respondents.

Case No. 1:26-CV-522

Judge Michael R. Barrett

**ORDER**

Petitioner Jose Romulo Riveros Lamus brings this petition for a writ of habeas corpus under 28 U.S.C. § 2241.<sup>1</sup> In order to preserve its jurisdiction, and pursuant to its authority under the All Writs Act, the Court **ORDERS** that Respondents shall neither remove Petitioner from this District nor allow him to be removed from this District unless or until the Court orders otherwise.<sup>2</sup> *See* 28 U.S.C. § 1651(a). This order should not be construed as an expression of the Court's views on the merits of this matter. *See Wheaton Coll. v. Burwell*, 573 U.S. 958, 959 (2014).

The Clerk is **DIRECTED** to immediately provide a copy of the petition and its accompanying papers, along with a copy of this order, by email to John J. Stark at john.stark@usdoj.gov on behalf of the United States Attorney's Office for the

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<sup>1</sup> According to public records and the petition, Riveros Lamus is being held at the Butler County Jail on behalf of federal immigration authorities. Thus, the Court properly exercises jurisdiction over this matter. *See* 28 U.S.C. § 2241(c).

<sup>2</sup> The Court's directive applies with equal force to any individual, group, or entity working in concert with or on behalf of Respondents.

Southern District of Ohio. The Clerk is **further DIRECTED** to promptly note proof of such service on the docket.

It is **further ORDERED** that Respondents shall file a return writ and response within five (5) days of the date of service.<sup>3</sup> In preparing a response, Respondents shall address any issues of fact that must be resolved, particularly in light of the Sixth Circuit's opinion in *Lopez-Campos v. Raycraft*, No. 25-1965, \_\_\_ F.4th \_\_\_, 2026 U.S. App. LEXIS 13519 (6th Cir. May 11, 2026).<sup>4</sup> Failure to abide by the Court's instructions may result in a summary order granting the relief requested by Petitioner.

It is **further ORDERED** that, if Petitioner elects to file a reply, Petitioner may do so no later than five (5) days after service of a responsive filing. The Court will schedule a hearing, if necessary, after the parties have filed their respective submissions.

**IT IS SO ORDERED.**



Michael R. Barrett  
United States District Judge

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<sup>3</sup> In the alternative, Respondents may release Petitioner from detention or provide a constitutionally adequate custody redetermination hearing (i.e., one that complies with the conditions that the Court has set for similar recent cases) before an Immigration Judge.

<sup>4</sup> Petitioner contends that he entered the United States on a valid non-immigrant visa and subsequently applied for asylum. He further asserts that his asylum claim is still pending review and provides evidence that he was granted authorization by the Department of Homeland Security to remain in the country until his asylum application is fully adjudicated. (Doc. 1, PageID 35). In their response, Respondents shall indicate the statutory basis for Petitioner's arrest and ongoing detention.

**Emily Hiltz**

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**From:** Emily Hiltz  
**Sent:** Thursday, May 28, 2026 4:04 PM  
**To:** john.stark\_usdoj.gov  
**Subject:** 1:26CV522 Riveros Lamus v. Acting Attorney General, et al.  
**Attachments:** 1-26CV522 ORDER FILED.pdf; 1-26CV522 HABEAS PETITION FILED.pdf

**Other Orders/Judgments**

[1:26-cv-00522-MRB-PBS Riveros  
Lamus v. Acting Attorney General  
et al](#)

HABEAS

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**U.S. District Court**

**Southern District of Ohio**

**Notice of Electronic Filing**

The following transaction was entered on 5/28/2026 at 3:58 PM EDT and filed on 5/28/2026

**Case Name:** Riveros Lamus v. Acting Attorney General et al  
**Case Number:** [1:26-cv-00522-MRB-PBS](#)  
**Filer:**  
**Document Number:** 2

**Docket Text:**

**ORDER:** In order to preserve its jurisdiction, and pursuant to its authority under the All Writs Act, the Court **ORDERS** that Respondents shall neither remove Petitioner from this District nor allow him to be removed from this District unless or until the Court orders otherwise. The Clerk is **DIRECTED** to immediately provide a copy of the petition and its accompanying papers, along with a copy of this order, by email to John J. Stark at john.stark@usdoj.gov on behalf of the United States Attorneys Office for the Southern District of Ohio. The Clerk is further **DIRECTED** to promptly note proof of such service on the docket. Respondents shall file a return writ and response within five (5) days of the date of service. It is further **ORDERED** that, if Petitioner elects to file a reply, Petitioner may do so no later than five (5) days after service of a responsive filing. Signed by Judge Michael R. Barrett on 5/28/2026. (eh)

**1:26-cv-00522-MRB-PBS Notice has been electronically mailed to:**

Thomas Wyatt Palmer Thomas.Palmer@ThompsonHine.com, Chris.Stephenson@thompsonhine.com, ECFDocket@Thompsonhine.com

Rachael Leigh Rodman rachael.rodman@thompsonhine.com, ecfdocket@thompsonhine.com

John J. Stark john.stark@usdoj.gov, CaseView.ECF@usdoj.gov, OGC.SDOH@ssa.gov,  
USAOHS.ECF@usdoj.gov, USAOHS.ECFColCiv@usdoj.gov, USAOHS.ECFColSS@usdoj.gov,  
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04836b21092dc9f38259f49065c3c0a738c7275eae47cb3c900556c932a61]]

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