

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
LOUISIANA, MONROE DIVISION

Maria Rosa Miguel v. Judge Robert R. Summerhays, U.S.
Immigration & Customs Enforcement, et al.

Miguel · No. 3:26-CV-01070 · Decided May 5, 2026

SUMMARY

The court addresses a pro se petition for habeas corpus under 28 U.S.C. § 2241 filed by an immigration detainee seeking release from detention. The court directs service of the petition and orders respondents to file a response with summary-judgment evidence within 21 days, followed by a seven-day period for the petitioner to submit contradictory evidence.

CASE DETAILS

COURT	United States District Court for the Western District of Louisiana, Monroe Division
WRITING FOR THE COURT	Joseph H. L. Perez-Montes
JURISDICTION	United States District Court for the Western District of Louisiana, Monroe Division
DECIDED	May 5, 2026
DOCKET	3:26-CV-01070
PROCEDURAL POSTURE	Petition for a writ of habeas corpus under 28 U.S.C. § 2241 by an immigration detainee seeking release from detention; the court issued a preliminary memorandum order directing service and responses.
STANDARD OF REVIEW	At the preliminary stage, the court exercised its discretion under 28 U.S.C. § 2243 to require a response. After the record is completed, the court will determine whether genuine issues of material fact require an evidentiary hearing or whether the matter may proceed through summary judgment.
PARTIES	Maria Rosa Miguel v. Judge Robert R. Summerhays, U.S. Immigration & Customs Enforcement, et al.

QUESTIONS PRESENTED

- Whether the court should require respondents to answer a § 2241 habeas petition challenging the lawfulness of immigration detention.

2. What briefing and evidentiary schedule should govern the parties' submissions concerning the lawfulness of Miguel's detention.

HOLDINGS

1. The court ordered respondents to file a response addressing the lawfulness of Miguel's detention and directed the clerk to serve the required parties and officials.
2. Respondents must file a response within 21 days after service, including summary-judgment evidence, and Miguel may file contradictory summary-judgment evidence within seven days after respondents' answer.
3. dispositionTied

FACTUAL BACKGROUND

Maria Rosa Miguel is an immigration detainee held at the Richwood Correctional Center in Monroe, Louisiana. She filed a pro se petition seeking release from detention and challenging its lawfulness.

PROCEDURAL HISTORY

Miguel filed a pro se § 2241 habeas petition challenging the lawfulness of her immigration detention. The court had not reached the merits; it directed service of the petition and ordered respondents to file a response with summary-judgment evidence, followed by an opportunity for Miguel to submit contradictory evidence.

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