

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

Luis Alberto Paladino Jarquin v. Donald J. Trump, et al.

No. CV-26-00186-PHX-RM (MTM) (D. Ariz. Apr. 2, 2026) · No. No. CV-26-00186-PHX-RM (MTM) ·

Decided April 2, 2026

SUMMARY

The United States District Court for the District of Arizona granted Luis Alberto Paladino Jarquin’s motion for attorney fees under the Equal Access to Justice Act following the grant of his 28 U.S.C. § 2241 petition challenging immigration detention. The court awarded \$7,606.64 in attorney’s fees, expenses, and costs and ordered the Government to pay the award to Petitioner’s attorney.

OPINION

1 WO 2 3 4 5 6 IN THE UNITED STATES DISTRICT COURT 7 FOR THE DISTRICT OF
ARIZONA 8 9 Luis Alberto Paladino Jarquin, No. CV-26-00186-PHX-RM (MTM) 10 Petitioner,
ORDER 11 v. 12 Donald J Trump, et al., 13 Respondents. 14 15 Luis Alberto Paladino Jarquin
filed a Petition for Writ of Habeas Corpus under 28 16 U.S.C § 2241, challenging his immigration
detention. (Doc.

1.) The Court granted the 17 Petition (Doc. 8), and the Clerk of Court entered a final judgment in
favor of Petitioner 18 (Doc. 9). Currently pending before the Court is Petitioner’s Motion for
Attorney Fees, in 19 which Petitioner seeks an attorney’s fees award of \$7,606.64 under the Equal
Access to 20 Justice Act, 28 U.S.C. § 2412(d). (Doc. 11.)1 Respondents did not file a response to
the 21 Motion, and the deadline for doing so has expired.

22 A prevailing party is entitled to a judgment for costs in any civil against brought 23 against the
United States or a United States official acting in his or her official capacity. 24 28 U.S.C. §
2412(a)(1). In addition, the Court shall award to the prevailing party fees and 25 other expenses
“unless the court finds that the position of the United States was 26 substantially justified or that
special circumstances make an award unjust.” Id. § 27 2412(d)(1)(A).

28 1 The Motion is timely, having been filed within 30 days of final judgment. See 28 U.S.C. §
2412(d)(1)(B). 1 Here, Petitioner is the prevailing party, Respondents’ position was not
substantially justified, and no special circumstances make an award unjust. Furthermore,
Respondents || have not challenged the reasonableness of Petitioner’s fee request.

Under the Local Rules of Civil Procedure, the Court may summarily grant Petitioner’s Motion due
to 5 || Respondents’ failure to file a response. See LRCiv 7.2(1). 6 Accordingly, 7 IT IS
ORDERED that Petitioner’s Motion for Attorney Fees (Doc. 11) is granted. 8 || Petitioner is

awarded \$7,606.64 in attorney's fees, expenses, and costs under the Equal 9|| Access to Justice Act.

The Government is ordered to pay the \$7,606.64 award by check || made out to and delivered to Petitioner's attorney at SDS Law LLC, 1470 NW 107 Ave., || Suite D, Miami, FL 33172. 12 Dated this 2nd day of April, 2026. 13 14 ff 16 Honorable Rosthiary 17 United States District 18 19 20 21 22 23 24 25 26 27 28 -2-