

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

OPINION

Jarquin

PER CURIAM.

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-

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