

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

Alexis Enrigue Silva Hernandez v. Kristi Noem, et al.

Silva Hernandez v. Noem · No. 2:25-cv-02304-RFB-EJY · Decided November 21, 2025

SUMMARY

The United States District Court for the District of Nevada ordered federal respondents to show cause why a temporary restraining order should not issue in an immigration detainee's 28 U.S.C. § 2241 habeas action. The court directed respondents to produce documents supporting the petitioner's detention, prohibited his transfer out of the district, and established briefing and service requirements. The order is dated November 21, 2025.

CASE DETAILS

COURT	United States District Court for the District of Nevada
WRITING FOR THE COURT	Richard F. Boulware, II
JURISDICTION	United States District Court for the District of Nevada
DECIDED	November 21, 2025
DOCKET	2:25-cv-02304-RFB-EJY
DISPOSITION	other
PROCEDURAL POSTURE	Petitioner filed a counseled petition for a writ of habeas corpus under 28 U.S.C. § 2241 and a motion for a temporary restraining order challenging his continued immigration detention. Before ruling on the motion, the court ordered respondents to show cause and produce information and documents concerning the basis for detention.
STANDARD OF REVIEW	The court applied the standards governing temporary and preliminary injunctive relief and considered whether petitioner had established a prima facie case for habeas relief sufficient to warrant targeted discovery under 28 U.S.C. § 2243.
PRECEDENTIAL VALUE	Unpublished district court order; persuasive, nonprecedential value.
PARTIES	Alexis Enrigue Silva Hernandez v. Kristi Noem, et al.

TOPICS

- immigration detention
- federal habeas corpus
- injunctions
- removal proceedings
- discovery dispute

PRACTICE AREAS

immigration detention

federal habeas corpus

temporary restraining orders

preliminary injunctive relief

QUESTIONS PRESENTED

1. Whether petitioner had shown sufficient grounds for the court to order respondents to show cause why temporary restraining relief should not issue.
2. Whether petitioner had established a prima facie case for habeas relief warranting discovery and production of documents concerning the basis for his detention.
3. Whether the court should prohibit respondents from transferring petitioner out of the District of Nevada while the merits of the requested relief were resolved.

HOLDINGS

1. Petitioner established a prima facie case for relief, and the court could require respondents to produce documents concerning the basis for his detention and to identify whether additional supporting detention documents existed.
2. Respondents were prohibited from transferring petitioner out of the District of Nevada pending resolution on the merits.

KEY QUOTATIONS

“a district court, confronted by a petition for habeas corpus which establishes a prima facie case for relief, may use or authorize the use of suitable discovery procedures . . . reasonably fashioned to elicit facts necessary to help the court to ‘dispose of the matter as law and justice require.’” (at 2)

“express authority under the All Writs Act to issue such temporary injunctions as may be necessary to protect its own jurisdiction” (at 3)

FACTUAL BACKGROUND

Petitioner was detained at the Nevada Southern Detention Center in federal custody. He challenged the continued detention in a § 2241 habeas petition and sought a temporary restraining order. The court found that petitioner had established a prima facie case for relief and that documents concerning the basis for his arrest, detention, and removal proceedings were necessary to resolve the matter.

PROCEDURAL HISTORY

Alexis Enrique Silva Hernandez, an immigration detainee, commenced a § 2241 habeas proceeding and sought emergency relief from continued detention. The district court preliminarily determined that he likely could demonstrate circumstances warranting relief and issued an order to show cause, directed respondents to respond within three days, required production of detention-related documents, and prohibited transfer of petitioner out of the district pending resolution on the merits.

DISPOSITION

other

CASES CITED

- *Herrera v. Knight*, 2025 WL 2581792 (D. Nev. Sept. 5, 2025)
- *Escobar Salgado v. Mattos*, 2025 WL 3205356 (D. Nev. Nov. 17, 2025)
- *Harris v. Nelson*, 394 U.S. 286, 290 (1969)
- *F.T.C. v. Dean Foods Co.*, 384 U.S. 597, 604 (1966)

Retrieved from lawtools.ai · <https://lawtools.ai/cases/federal/united-states-district-court-for-the-district-of-nevada/2025/alexis-enrique-silva-hernandez-v-kristi-noem-et-al-mgw1sqvm>