

**UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND**

MAURICIO COREAS and
ANGEL GUZMAN CEDILLO,

Petitioners,

v.

DONNA BOUNDS,
*in her official capacity as Warden,
Worcester County Detention Center,*
JACK KAVANAUGH,
*in his official capacity as Director,
Howard County Detention Center,*
JANEAN OHIN,
*in her official capacity as
Acting Baltimore Field Office Director,
U.S. Immigration and Customs Enforcement,*
MATTHEW T. ALBENCE,
*in his official capacity as Deputy Director
and Senior Official performing the duties of
the Director of the U.S. Immigration
and Customs Enforcement,*
and
IMMIGRATION AND CUSTOMS
ENFORCEMENT,

Respondents.

Civil Action No. TDC-20-0780

ORDER

On April 26, 2020, in response to the Government's report that a nurse at Howard County Detention Center ("HCDC") has tested positive for COVID-19, ECF No. 71, Petitioners filed an Amended Complaint adding one petitioner, ECF No. 72, and a Renewed Motion for a Temporary Restraining Order relating to both HCDC and Worcester County Detention Center ("WCDC"), ECF No. 73. Having reviewed the filings, it is hereby ORDERED that:

1. The Renewed Motion for a Temporary Restraining Order, ECF No. 73, is DENIED WITHOUT PREJUDICE. The Court's Case Management Order provides that "[n]o motions may be filed without first seeking a Pre-Motion Conference with the Court." Case Management Order § II.A.1, ECF No. 62. The Court's April 3, 2020 Order, ECF No. 57, granted Petitioners leave to renew their initial Motion, ECF No. 2, in the event that an individual detained in or working at a particular facility tested positive for COVID-19. Where there has been a reported case at HCDC only, but Petitioners' Renewed Motion relates to both HCDC and WCDC and seeks to add a new petitioner relating to WCDC, the Renewed Motion was not authorized by the April 3 Order and failed to comply with the procedures in the Case Management Order. Moreover, a Motion for a Temporary Restraining Order relating to both facilities is not warranted where the Government is already on notice such that there is no basis to seek relief without giving the Government notice or an opportunity to respond.
2. Petitioners may refile a Motion for a Preliminary Injunction as to HCDC only. Petitioners may also submit a Notice of Intent to File a Motion for a Preliminary Injunction as to WCDC, pursuant to the Court's Case Management Order.
3. Petitioners shall refile the Amended Complaint and include as exhibits the documents, articles, or webpages referenced in the text or footnotes that the parties wish the Court to consider. If such items are not attached as exhibits, neither the source documents nor the text relying on those documents will be considered. Likewise, any documents, articles, or webpages referenced in any renewed Motions and affidavits to those Motions must be included as exhibits if they and the discussion relating to them are to be considered.

4. If Petitioners wish to file a single combined Motion, they may wait until after the Case Management Conference on the proposed WCDC Motion. Any combined Motion must clearly separate the facts and arguments relating to the two different facilities.
5. A Case Management Conference is scheduled for today, **April 27, 2020, at 2:00 p.m.** Call-in information will be circulated separately.

Date: April 27, 2020

/s/ Theodore D. Chuang
THEODORE D. CHUANG
United States District Judge