

1 being admitted or paroled....” *Id.* Petitioner alleges that “... he also sought relief in the
2 form of Asylum and Withholding of Removal.” *Id.* Petitioner alleges that he was
3 “found to be removable as charged and denied his Asylum application, and ordered to
4 be removed from the United States and deported to his citizen country of El Salvador.”
5 *Id.*

6 Petitioner requests an order from the Court granting a temporary stay of removal
7 while he appeals his removal to the Ninth Circuit Court of Appeals. *Id.* at 4. Petitioner
8 does not seek release or claim that he is “in custody in violation of the Constitution or
9 laws of the United States.” 28 U.S.C. § 2241. Petitioner cites no jurisdictional statute
10 or other authority which would allow this Court to stay his removal while the Court of
11 Appeals considers his appeal. The Court finds that it does not have jurisdiction over
12 Petitioner’s Motion for Emergency Stay of Removal.

13 IT IS HEREBY ORDERED that the Motion for Emergency Stay of Removal
14 (ECF No. 1) is DENIED.

15 IT IS FURTHER ORDERED that the Application to Proceed In Forma Pauperis
16 (ECF No. 2) is DENIED as moot.

17 The Clerk of Court shall close the case.

18 DATED: May 2, 2014

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20 **WILLIAM Q. HAYES**
United States District Judge

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