

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

Ronald Gomez,

Plaintiff,

v.

United States of America, et al.,

Defendants.

Case No. 2:17-cv-166-APG-NJK
**ORDER DENYING MOTION FOR STAY
OF DEPORTATION**

(ECF No. 2)

On January 19, 2017, plaintiff Ronald Gomez filed his Emergency Motion for Stay of Deportation Pending Disposition of Writ of Habeas Corpus. ECF No. 2. The arguments Mr. Gomez presents in his motion were presented to the Ninth Circuit in his Second Petition for Panel Rehearing in February 2016. The Ninth Circuit rejected that Petition. In essence, Mr. Gomez’s motion asks me to disagree with the Ninth Circuit and grant relief that the Ninth Circuit was unwilling to grant. Because the Ninth Circuit declined to grant the relief, the present motion for stay fails to demonstrate a likelihood of success on the merits and must be denied. *Nken v. Holder*, 556 U.S. 418, 434-435 (2009) (discussing standard for issuance of a stay).

IT IS HEREBY ORDERED that plaintiff Ronald Gomez’s Emergency Motion for Stay (ECF No. 2) is DENIED.

Dated: January 20, 2017.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE