

# United States Court of Appeals for the Fifth Circuit

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No. 25-20355

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MELVIN MARTINEZ-GUARDADO,

*Petitioner—Appellant,*

*versus*

HIROMICHI KOBAYASHI, *In his Official Capacity as the Warden Federal  
Detention Center Houston*; THOMAS M. O’CONNOR, *Trustee, In his  
Official Capacity as a United States Marshal for Southern District of Texas*;  
MARCO RUBIO, *Secretary, U.S. Department of State*;  
PAMELA BONDI, *U.S. Attorney General*,

*Respondents—Appellees.*

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:25-CV-3305

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## UNPUBLISHED ORDER

Before SMITH, HAYNES, and OLDHAM, *Circuit Judges*.

PER CURIAM:

IT IS ORDERED that appellant’s opposed motion for stay pending appeal is DENIED. Judicial review of the challenged determinations is precluded by the “non-inquiry rule.” *Munaf v. Geren*, 553 U.S. 674, 700 (2008). *See Escobedo v. United States*, 623 F.2d 1098, 1107 (5th Cir. 1980). The federal courts, including this court, are therefore barred from granting relief.