

# United States Court of Appeals for the Fifth Circuit

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No. 25-11247  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

June 12, 2026

Lyle W. Cayce  
Clerk

LUIS ENRIQUE VILLEGAS-LUGO,

*Petitioner—Appellant,*

*versus*

CHAD HUMPHREY, *Warden, Big Spring Federal Correctional Institution,*

*Respondent—Appellee.*

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 1:25-CV-180

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Before WIENER, WILLETT, and WILSON, *Circuit Judges.*

PER CURIAM:\*

Petitioner-Appellant Luis Enrique Villegas-Lugo, federal prisoner # 85015-308, appeals the district court's dismissal of his 28 U.S.C. § 2241 petition, which alleged that prison officials delayed his access to necessary medical treatment. Because "a favorable determination of [Villegas-Lugo's] claim[s] would not automatically entitle him to accelerated release," his

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\* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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claims are not cognizable under § 2241. *Melot v. Bergami*, 970 F.3d 596, 599 (5th Cir. 2020). The proper vehicle for his claims, which challenge the conditions of his confinement, is a civil rights action under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971). *See Melot*, 970 F.3d at 599. Accordingly, the district court did not err by dismissing his § 2241 petition without prejudice for lack of jurisdiction. *See id.*; *Pack v. Yusuff*, 218 F.3d 448, 451 (5th Cir. 2000).

AFFIRMED.