

1 Avel Ivanovich Revenko
2 A# [REDACTED]
3 Northwest Detention Center
4 1623 East J Street
5 Tacoma, WA 98421-1615

6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 AVEL IVANOVICH REVENKO,

10 Petitioner,

11 v.

12 PAMELA BONDI, Attorney General of
13 the United States; KRISTI NOEM,
14 Secretary, United States Department of
15 Homeland Security; DREW BOSTOCK,
16 Seattle Field Office Director, United
17 States Citizenship and Immigration
18 Services; WARDEN of Immigration
19 Detention Facility; and the United States
20 Immigration and Customs Enforcement,

21 Respondents.

) No.

) PETITION FOR WRIT OF HABEAS
) CORPUS BY A PERSON IN FEDERAL
) CUSTODY PURSUANT TO 28 U.S.C.
) § 2241

22 PETITION

23 1. Place of detention:

24 Northwest Immigration Processing Center, 1623 East J Street, Tacoma,
25 Washington 98241-1615, pursuant to a contractual arrangement with my custodian, the
26 ICE Field Office Director at Seattle, Washington.

2. Name and location of court and name of judge who imposed confinement:

ICE Field Director, Seattle, Washington.

3. Case Number or numbers [ICE file number, if known]:

A# 071-310-273

1 4. Date of Order of Confinement:

2 A. Taken into custody by ICE: April 11, 2023

3 B. Date of Order of Removal: May 16, 2024 (appeal dismissed)

4 5. Did you appeal from the judgment of conviction or the imposition of sentence:

5 N/A

6 6. If you answered "yes" to (5), list

7 A. The name of each court or administrative tribunal to which you appealed:

8 N/A

9 B. The result in each court to which you appealed:

10 N/A

11 C. The date of each result:

12 N/A

13 D. If known, citations of any written opinions or orders entered pursuant to
14 such results:

15 N/A

16 7. Have you previously filed petitions for habeas corpus, motions under section
17 2255 of Title 28, United States Code, or any other applications, petitions or
18 motions with respect to this confinement:

19 None

20 8. If you answered "yes" to (7), list with respect to each petition, motion or
21 application:

22 A. The specific nature thereof:

23 N/A

24 B. The name and location of the court in which each was filed:

25 N/A

26

1 C. The disposition:

2 N/A

3 D. The date of such disposition:

4 N/A

5 E. If known, citations of any written opinions or orders entered pursuant to
6 each such disposition:

7 N/A

8 9. State concisely the grounds on which you base your allegation that you are being
9 held in custody unlawfully, and the facts which support each of the grounds.

10 **GROUND FOR RELIEF**

11 A. My detention by respondent ICE is in violation of my rights to procedural
12 and substantive due process, as guaranteed by the Fifth Amendment to the United
13 States Constitution.

14 B. Because I am seeking relief related only to my custody status, which is
15 not inconsistent with an order of deportation, exhaustion of administrative remedies, if
16 any, is not required.

17 C. Because there is not good reason to believe my removal will be
18 effectuated in the foreseeable future, ICE has no statutory authority pursuant to 8
19 U.S.C. § 1231(a)(6) to detain me. *Zadvydas v. Davis*, 533 U.S. 678 (2001); *Lin Guo Xi*
20 *v. INS*, 298 F.3d 832 (9th Cir. 2002); *Thai v. Ashcroft*, 366 F.3d 790 (9th Cir. 2004).

21 D. I was taken into ICE custody on April 11, 2023. My order of removal
22 became final on May 16, 2024. As of today's date, ICE has not been able to effectuate
23 my removal. I have cooperated in the process of getting travel documents. I was
24 ordered removed to Russia or to Moldova in the alternative by the Immigration Judge.
25 ICE has told me that neither Russia nor Moldova will issue a travel document for me
26 meaning I cannot be deported to those countries. ICE was informed that Moldova

1 would not issue a travel document on February 8, 2025. ICE determined some time
2 before that that Russia would not issue a travel document.

3
4 E. The statute authorizing my detention, 8 U.S.C. § 1231, and related
5 regulations are unconstitutional as applied to me and others like me. Because ICE has
6 determined that Russia will not issue a travel document and Moldova informed ICE that
7 it would not issue one, there is no reason to believe I will be deported in the reasonably
8 foreseeable future and my continued detention is purely a punitive measure that violates
9 my constitutional rights. *See Wong Wing v. U.S.*, 163 U.S. 228, 237 (1896) (holding
10 that punitive measures could not be imposed upon immigrants ordered removed
11 because "all persons within the territory of the United States are entitled to the
12 protection" of the Constitution). ICE is currently conducting a "180 day" custody
13 review despite my having been detained now for 314 days since my removal order
14 became final. This review has been pending with no further information or documents
15 requested of me since March 5, 2025. I was interviewed by ICE officers on March 6,
16 2025, about my custody status. My detention at this time is indefinite and there is no
17 good reason to believe that I will be removed from the US or released from custody in
18 the foreseeable future.

19
20 10. Do you have any petition or appeal now pending in any court or administrative
21 body as to the claims raised above?

22 N/A

23 11. Have you exhausted your administrative remedies with respect to the claims
24 raised above?

25 *See* 9(C), above.
26

12. If you are seeking leave to proceed in forma pauperis, have you completed the sworn affidavit setting forth the required information?

YES

FEDERAL PUBLIC DEFENDER
1601 Fifth Avenue, Suite 700
Seattle, Washington 98101
(206) 553-1100

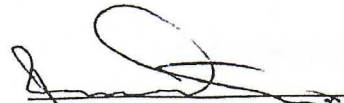
PRAYER FOR RELIEF

Based upon the illegal and unconstitutional actions listed above, I request that the Court grant my petition and direct respondent to release me from custody, as well as any other relief to which I may be entitled in this proceeding under 28 U.S.C. § 2241.

I verify, under penalty of perjury, that the foregoing information is true and correct to the best of my recollection.

DATED this 26 day of March, 2025.

Respectfully submitted,

 [SIGN NAME]

Avel Ivanovich Revenko

A# 

Northwest Detention Center

1623 East J Street

Tacoma, WA 98421-1615

In Propria Persona