

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Civil Action No.:

Chad Antonio Thomas,  
Petitioner

Vs.

Brian H. Gillen, Superintendent of the  
Plymouth MA County Jail,

and

Patricia Hyde, Acting Field Office Director,  
Immigration and Customs Enforcement,  
Enforcement and Removal Operations,  
Burlington Massachusetts,  
Respondents

Petition for Writ of Habeas Corpus  
Agency File Number:

A 

**INTRODUCTION**

1. This is a petition for a writ of habeas corpus to remedy Immigrations and Customs Enforcement (“ICE”) and Enforcement and Removal Operations (“ERO”) taking into custody the above Chad Antonio Thomas in Massachusetts on or about 17-Apr-2025. Chad is a non-criminal alien (but see ¶ 2) who is on DACA (Deferred Action for Childhood Arrivals) and appears to have a path to Permanent Residence under INA §245(i). Until his detention he has been working and has a place to live.
2. The Petitioner was arrested because of his custody after an **argument with his girlfriend**, and his subsequent arraignment and **Release on Own Recognizance** from State District Court.

**PARTIES**

3. Petitioner Chad Antonio Thomas is a non-criminal alien, but for the present criminal accusation, who **resides and is domiciled in Eastern Massachusetts.**
4. Respondent **Patricia Hyde is the Acting Field Office Director of Immigrations and Customs Enforcement and Removal Operations in Burlington Massachusetts.** She is responsible for the direction of many workers within Enforcement and Removal Operations in Massachusetts. **Patricia Hyde assigned the location of custody of the Petitioner and is a Jailer of fact.** (It is our belief that Burlington ERO has designated Mr. Thomas' place of custody as the Plymouth County Massachusetts Jail in Massachusetts.
5. The immediate jailer of the Plaintiff is Superintendent Brian H Gillen of the Plymouth County Jail. His service address is 26 Long Pond Road, Plymouth MA 02360. **He is the immediate jailer of the Petitioner-Plaintiff Chad Antonio Thomas.**

**JURISDICTION AND VENUE**

6. The Court has jurisdiction pursuant to 28 U.S.C. § 2241.
7. Venue lies in the District of Massachusetts because Chad Antonio Thomas' Immediate jailer is currently within the Commonwealth of Massachusetts.

**FACTS**

8. Petitioner Chad Antonio Thomas is a **non-criminal alien**, but for the present lawfully under Deferred Action for Childhood Arrivals program.

**Risk to the Community**

9. The incidents that the Petitioner is accused of involves incidents with his girlfriend and on information and belief, only a loud argument.

**Risk of Flight**

10. Petitioner has a job and ties to the community which he will return to base on counsel's information and belief.
11. Petitioner has a place to live where he may live without violating any court orders based on counsel's information and belief.

**CLAIM FOR RELIEF**

**Count 1 – Writ of Habeas Corpus**

12. The Petitioner entered is lawfully present under the Deferred Action for Childhood Arrivals program. He is **not convicted of any crime** nor does he have **any Immigration Court order detaining him**. He is entitled to be free.
13. The taking into Custody by ICE is without Probable Cause and deprives the Petition of his freedom.
14. Further Detention of the Petitioner is without probable cause and contrary to the Petitioner's Constitutional rights.

**PRAYER FOR RELIEF**

Wherefore, Petitioner asks this Court to Grant the following relief:

- a. An order prohibiting the Petitioner continuing in custody and prohibiting him from being taken from Massachusetts.
- b. A writ of habeas corpus ordering that Petitioner be released forthwith;
- c. That he has unfettered access to counsel, before and during any interviews as required by the INA, 5 USC 555(b).
- d. Attorney's fees under the Equal Access to Justice Act, 28 U.S.C. § 2412(d) and 5 U.S.C. § 504 et seq., if applicable; and
- e. Any other relief this Court deems just and proper.

Respectfully submitted  
Attorney for the Petitioner

/s/ Thomas Stylianos, Jr

Thomas Stylianos, Jr. ( MA BBO #565941)  
Law Office of Thomas Stylianos  
287 Appleton Street # 205  
Lowell MA 01852  
Tel: 978-459-5000, Fax: 978-459-3079, Email: [tom@stylianoslaw.com](mailto:tom@stylianoslaw.com)  
Dated: 04/21/2025

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Respectfully submitted  
Attorney for the Petitioner

/s/ Thomas Stylianos, Jr

Thomas Stylianos, Jr. ( MA BBO #565941)  
Law Office of Thomas Stylianos  
287 Appleton Street # 205  
Lowell MA 01852  
Tel: 978-459-5000, Fax: 978-459-3079, Email: [tom@stylianosl原因.com](mailto:tom@stylianosl原因.com)  
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