

JUDGE LEON SCHYDLOWER

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the
Western District of Texas
El Paso Division

Ellis Gilbert Meighan

Petitioner

v.

John Veloz, DHS ICE Agent

Respondent

(name of warden or authorized person having custody of petitioner)

FILED
MAY 09 2025
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY *[Signature]*
DEPUTY CLERK

EP 25 CV 0168

Case No.

(Supplied by Clerk of Court)

PETITION FOR A WRIT OF HABEAS CORPUS UNDER 28 U.S.C. § 2241

Personal Information

1. (a) Your full name: Ellis Gilbert Meighan
(b) Other names you have used: None
2. Place of confinement:
(a) Name of institution: ICE PROCESSING CENTER
(b) Address: HOMELAND SECURITY 8915 MONTANA, Ave
El Paso, Texas. 79925
(c) Your identification number: [REDACTED]
3. Are you currently being held on orders by:
☒ Federal authorities ☐ State authorities ☐ Other - explain:
I have a final order of Removal Against me, by CBP Agent.
4. Are you currently:
☐ A pretrial detainee (waiting for trial on criminal charges)
☐ Serving a sentence (incarceration, parole, probation, etc.) after having been convicted of a crime
If you are currently serving a sentence, provide:
(a) Name and location of court that sentenced you: None
None
(b) Docket number of criminal case: None
(c) Date of sentencing: Not
☒ Being held on an immigration charge
☐ Other (explain): I, am presently in ICE Custody on a order of removal by an United States CBP agent, to
wich I was approve eligibil for Convention Against Torture (CAT). I, am in ICE Custody for about one year now. I
and are unable to go in front of an Immigration Judge, to have Judicial review. so I can obtain back my Liberty

Decision or Action You Are Challenging

5. What are you challenging in this petition:
☐ How your sentence is being carried out, calculated, or credited by prison or parole authorities (for example, revocation or calculation of good time credits)

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El Paso, Texas, 79925
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- ☐ Pretrial detention
☒ Immigration detention
☐ Detainer
☐ The validity of your conviction or sentence as imposed (for example, sentence beyond the statutory maximum or improperly calculated under the sentencing guidelines)
☐ Disciplinary proceedings
☐ Other (explain): I, am now challenging the Immigration Detention. by DHS-ICE, the fact of the matter ICE are keep on moving me, and I am unable to have an review of my case, by an Immigration Judge, to which make my detention unlawful by ICE.

6. Provide more information about the decision or action you are challenging:

(a) Name and location of the agency or court: ICE PROCESSING CENTER EL Paso Texas
8915 Montana, Ave El Paso, Texas. 79925

(b) Docket number, case number, or opinion number: 

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
unlawful detention, because of the DHS-ICE are unable to deport me, because of my approval eligibility for the Convention Against Torture (CAT). And ICE are depriving me of a Judicial Review by an Immigration Judge, every Court date ICE move me.

(d) Date of the decision or action: _____

Your Earlier Challenges of the Decision or Action

7. First appeal

Did you appeal the decision, file a grievance, or seek an administrative remedy?

☐ Yes ☒ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: None

None

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: None

(4) Result: None

(5) Date of result: _____

(6) Issues raised: None

None

None

None

None

None

None

(b) If you answered "No," explain why you did not appeal: because I never have Judicial review by an Immigration Court Judge.

See: Exhibit: of the (CAT) interview.

8. Second appeal

After the first appeal, did you file a second appeal to a higher authority, agency, or court?

☐ Yes ☒ No

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(a) If "Yes," provide:

(1) Name of the authority, agency, or court: None

None

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: None

(4) Result: None

(5) Date of result: _____

(6) Issues raised: None

None

None

None

None

None

None

(b) If you answered "No," explain why you did not file a second appeal: Because I never know that I would stuck in ICE detention for a year with out a Court review of my case so that I can obtain my Liberty from this unlawful detention by DHS-ICE,

9. **Third appeal**

After the second appeal, did you file a third appeal to a higher authority, agency, or court?

☐ Yes

☒ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: None

None

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: None

(4) Result: None

(5) Date of result: _____

(6) Issues raised: None

None

None

None

None

None

None

(b) If you answered "No," explain why you did not file a third appeal: Because I never know that I would stuck in ICE detention, and are being depriving a Judicial review by DHS-ICE.

10. **Motion under 28 U.S.C. § 2255**

In this petition, are you challenging the validity of your conviction or sentence as imposed?

☐ Yes

☒ No

If "Yes," answer the following:

(a) Have you already filed a motion under 28 U.S.C. § 2255 that challenged this conviction or sentence?

☐ Yes

☒ No

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If "Yes," provide:

(1) Name of court: None

(2) Case number: None

(3) Date of filing: _____

(4) Result: None

(5) Date of result: _____

(6) Issues raised: None

None

None

None

None

None

- (b) Have you ever filed a motion in a United States Court of Appeals under 28 U.S.C. § 2244(b)(3)(A), seeking permission to file a second or successive Section 2255 motion to challenge this conviction or sentence?

☐ Yes

☒ No

If "Yes," provide:

(1) Name of court: None

(2) Case number: None

(3) Date of filing: _____

(4) Result: None

(5) Date of result: _____

(6) Issues raised: None

None

None

None

None

None

- (c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: None

None

None

None

None

None

None

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

☐ Yes

☒ No

If "Yes," provide:

- (a) Date you were taken into immigration custody: 05/06/2024

- (b) Date of the removal or reinstatement order: _____

- (c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes

☒ No

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If "Yes," provide:

(1) Date of filing: _____

(2) Case number: None

(3) Result: None

(4) Date of result: _____

(5) Issues raised: None

None

None

None

None

None

(d) Did you appeal the decision to the United States Court of Appeals?

☐ Yes

☒ No

If "Yes," provide:

(1) Name of court: None

(2) Date of filing: _____

(3) Case number: None

(4) Result: None

(5) Date of result: _____

(6) Issues raised: None

None

None

None

None

None

12. **Other appeals**

Other than the appeals you listed above, have you filed any other petition, application, or motion about the issues raised in this petition?

☐ Yes

☒ No

If "Yes," provide:

(a) Kind of petition, motion, or application: None

(b) Name of the authority, agency, or court: None

None

(c) Date of filing: _____

(d) Docket number, case number, or opinion number: None

(e) Result: None

(f) Date of result: _____

(g) Issues raised: None

None

None

None

None

None

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Grounds for Your Challenge in This Petition

13. State every ground (reason) that supports your claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground. Any legal arguments must be submitted in a separate memorandum.

GROUND ONE: I, am Presently in ICE Custody on a order of removal by an united States CBP agent, to which I was approved eligibl for Convention Against Torture (CAT). I, am in ICE Custody for about one year now. I and are unable to go in front of an Immigration Court Judge. and because of said action make my detention to be unlawful detention.

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

In this case ICE are keeping moving me from facility every time I get a Court date. And in that case I am being deprive of an Judicial review by an Immigration Court Judge. and because of said action make my detention to be unlawful by ICE action. to wich are hinder my rights to Liberty.

(b) Did you present Ground One in all appeals that were available to you?

☐ Yes

☒ No

GROUND TWO: None

None

None

None

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

None

None

None

None

None

(b) Did you present Ground Two in all appeals that were available to you?

☐ Yes

☒ No

GROUND THREE: None

None

None

None

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

None

None

None

None

None

(b) Did you present Ground Three in all appeals that were available to you?

☐ Yes

☒ No

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GROUND FOUR: None

None

None

None

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

None

None

None

None

None

None

(b) Did you present Ground Four in all appeals that were available to you?

☐ Yes

☒ No

14. If there are any grounds that you did not present in all appeals that were available to you, explain why you did not: None

None

None

None

Request for Relief

15. State exactly what you want the court to do: GRANT me swift release from this unlawful detention by DHS, ICE.

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Declaration Under Penalty Of Perjury

If you are incarcerated, on what date did you place this petition in the prison mail system:

I declare under penalty of perjury that I am the petitioner, I have read this petition or had it read to me, and the information in this petition is true and correct. I understand that a false statement of a material fact may serve as the basis for prosecution for perjury.

Date:

15/4/25

Ellis Mui

Signature of Petitioner

Signature of Attorney or other authorized person, if any