

Case No. 20100 D05084

Tr. Ct. No. 9051217110

Lorenzo, Lechuga	*
Appellant	*
	*
vs	* U.S. District Court for the
State of Texas	* Northern District of Texas
Defendants	* Abilene, Division.

Memorandum of Personal Restraint

Six months Detention Period:

The Courts have declared that a detention period is six months Id at 701, 121 S.Ct. 2491, when an alien arriving in the U.S. must be inspected by an immigration officer. 66 Stat. 198 as amended 8 U.S.C. § 1225 (a)(3).

The alien must undergo removal proceedings to determine admissibility. 8 U.S.C. § 1225(b)(2)(A).

Grounds one - two - three

Tex. Gov't Code 508.141, Parole 8 U.S.C. 1231

Constitutional Amendment Fourteen - Due Process: discretion which violates Due Process by State and Federal statutes which state that illegal's have to complete their sentence before removal, This violates the Constitutional Due Process and Equal Protection under release and deportation.

Ground Four: Constitutional Amendment Fourteen - 14

Due Process, Equal Protection, Reinstatement of Removal orders.

The Attorney General must find that an alien has reentered the U.S. or was extradited back here, where the reinstatement of the original removal date.
§ 1252 (a)(1), (a)(2)(C), 1252 (9).

The ninth cir. held that an individual facing any prolonged immigration detention under 8 U.S.C. § 1231 (a)(6) is entitled to release on bond unless the government establishes that he or she is a flight risk or a danger community 634 at 1082. The court states that the six months is under *Diout II*. The Petitioner would have a case for their bond hearing after detention becomes prolonged and where release is not imminent.

Guerrero-Sanchez vs Warden New York City's Prison
905 F.3d 208.

The continued detention of certain classes of aliens:

Here and now beyond the removal period 8 U.S.C. § 1231 (a)(6) for the time frame reasonably necessary to bring about the alien's removal from the United States.

Zadvydas vs Davis 533 U.S. 678, 689, 121.

An alien's Removal Id at 696, 699, 150 L. Ed 2d 653
121 S.Ct. 2491.

The six months Presumptive detention Period applied to inadmissible aliens who were or are ordered removed where no substantial likelihood of removal subsisted so the alien's Petition should be granted!

The Constitutional Demands:

once removal is no longer reasonably foreseeable continued detention is no longer authorized indefinite detention, *Id* at 689, 150 L. Ed. 2d 653, 121 S.Ct. 2491 less that unlimited discretion to detain aliens *Id* at 697, 150 L. Ed. 2d 653, 121 S.Ct. 2491.

8 U.S.C. § 1252 (a)(2) (C) 's Final order of removal based on an interpretation of the Phase removal by reason of having committed a criminal offense that § 1252 (a)(2) (C), triggers Augustine vs Garland 2024 U.S. App. Lexis 30984 over view.

Respectfully Submitted

Lorenzo Lechuga # 

date 6-19-25

LORENZO LECHUGA