

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

FILED

June 09, 2025

UNITED STATES DISTRICT COURT

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

for the
Western District of Texas



BY: Iad

DEPUTY

By his mother Natalia Arzumianian
as next friend
Spartak Arzumianian
Petitioner

v.

Warden, Limestone Country Detention Center

Respondent

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

Case No.

6:25-CV-00245
(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: Spartak Arzumianian
(b) Other names you have used: None
2. Place of confinement:
(a) Name of institution: Limestone Country Detention Center
(b) Address: 910 N Tyus Road, Groesbeck, TX 76642
(c) Your identification number: A [REDACTED]
3. Are you currently being held on orders by:
☒ Federal authorities ☐ State authorities ☐ Other - explain:

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: _____
(b) Docket number of criminal case: _____
(c) Date of sentencing: _____
☒ Being held on an immigration charge
☐ Other (explain): _____

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

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)
- ☐ 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): _____

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

(a) Name and location of the agency or court: Immigration Court, 806 Hilbig Rd, Suite 2-300, Conroe, TX 77301

(b) Docket number, case number, or opinion number: A [REDACTED]

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):

Denial of asylum and related relief; ICE's continued detention without bond or parole despite credible fear finding and appeal pending

(d) Date of the decision or action: 01/30/2025

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: Board of Immigration Appeals (BIA)

(2) Date of filing: 02/07/2025

(3) Docket number, case number, or opinion number: A [REDACTED] (same as case number)

(4) Result: Appeal pending

(5) Date of result: _____

(6) Issues raised: Legal error, denial of due process, improper assessment of country consider cumulative harm and political threats in Russia

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

(b) If you answered "No," explain why you did not appeal: _____

8. **Second appeal**

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

☐ Yes ☒ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not file a second appeal: The BIA appeal is still pending;
no final decision has been issued yet.

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: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

(b) If you answered "No," explain why you did not file a third appeal: No second appeal has been filed
because the first appeal is still pending.

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

If "Yes," provide:

(1) Name of court: _____

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(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: _____

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- (c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence:

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?


☒ Yes ☐ No

If "Yes," provide:

- (a) Date you were taken into immigration custody: 06/30/2024
(b) Date of the removal or reinstatement order: 01/30/2025
(c) Did you file an appeal with the Board of Immigration Appeals?

☒ Yes ☐ No

If "Yes," provide:

- (1) Date of filing: 02/07/2025
(2) Case number: A 
(3) Result: Pending
(4) Date of result:
(5) Issues raised: Due process violations, legal error, failure to consider country conditions and cumulative harm.

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

☐ Yes ☒ No

If "Yes," provide:

- (1) Name of court:
(2) Date of filing:
(3) Case number:

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- (4) Result: _____
(5) Date of result: _____
(6) Issues raised: _____

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: _____
(b) Name of the authority, agency, or court: _____

- (c) Date of filing: _____
(d) Docket number, case number, or opinion number: _____
(e) Result: _____
(f) Date of result: _____
(g) Issues raised: _____

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.

GROUND ONE: The petitioner has suffered from untreated, chronic scabies for over 10 months while in ICE custody. Despite visible symptoms, repeated medical requests, and severe pain, he has not received adequate treatment. This constitutes deliberate indifference to serious medical needs, violating the Fifth and Eighth Amendments to the U.S. Constitution. See *Estelle v. Gamble*, 429 U.S. 97 (1976).

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

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

I have had a persistent, painful skin condition for over 10 months in ICE custody. Despite many requests, I have not received proper treatment. The itching and pain prevent sleep and cause daily suffering.

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

☐ Yes

☒ No

GROUND TWO: Petitioner's detention by ICE has become arbitrary and prolonged. He has been held for nearly a year without a final removal order, despite positive credible fear findings, humanitarian factors, and multiple parole/bond requests. ICE has denied these requests without individualized analysis, violating the standards set forth in ICE Directive 11002.1 and constitutional due process. See *Zadvydas v. Davis*, 533 U.S. 678 (2001).

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

I have been detained for nearly a year without bond or parole. ICE denied release without individual explanation. Others were released, but I was told I must remain because I am from Russia.

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

☐ Yes

☒ No

GROUND THREE: The Immigration Judge committed legal errors and failed to consider critical evidence during petitioner's hearing. Specifically, the judge did not assess the cumulative harm from past political threats and violence, and did not properly evaluate country conditions. This violated petitioner's due process rights under the Fifth Amendment. See *Matter of A-B-*, 27 I&N Dec. 316 (AG 2018).

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

The judge ignored my testimony about political threats and beatings. He did not consider my family's situation or country conditions in Russia. Important documents were overlooked.

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

☒ Yes

☐ No

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

GROUND FOUR: If returned to Russia, petitioner faces a serious risk of politically motivated conscription and persecution. His background as a Jewish student educated in Israel and his political views make him vulnerable. Refusal to comply with mobilization orders can result in imprisonment. See Exhibit T for further context and explanation.

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

I studied in Israel through a Jewish youth program, and I am a Russian citizen. Returning to Russia would make me a target for politically motivated conscription and possible punishment due to my background.

My parents have applied for asylum in the U.S., and I have no safe country to return to.

(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: Grounds One and Two relate to conditions of detention and ICE parole/bond decisions, which are not reviewable through the immigration court or BIA appeal process.

Request for Relief

15. State exactly what you want the court to do: Order the immediate release of the petitioner from ICE custody, or alternatively, order a prompt bond hearing before an immigration judge. The petitioner has no criminal history, has a pending appeal, and poses no flight risk or danger to the community.

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

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:

06/05/2025

*Natalia Arzumian (mother), as
next friend of Spartak Arzumian*

NA

Signature of Petitioner

Signature of Attorney or other authorized person, if any

Cover Letter

Natalia Arzumanian

2925 W 16th St Apt 1506

Brooklyn, NY 11224

+1 (929) 304-2369

natasha.arzum81@gmail.com

June 5, 2025

Clerk of Court

U.S. District Court

Western District of Texas – Waco Division

800 Franklin Avenue, Room 380

Waco, TX 76701

RE: Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241

Petitioner: Spartak Arzumanian (A# 249-378-674)

Place of Detention: Limestone County Detention Center, Groesbeck, TX

Dear Clerk of Court,

Please find enclosed a Petition for a Writ of Habeas Corpus under 28 U.S.C. § 2241 filed on behalf of my son, Spartak Arzumanian, who is currently detained by ICE at the Limestone County Detention Center in Texas.

I respectfully request that the Court file this petition and assign a case number. Enclosed, you will find the following documents:

- Exhibit A: Completed AO 242 Petition (10 pages)
- Exhibit B: Legal Memorandum in Support
- Exhibit C: Declaration of Natalia Arzumanian as Next Friend

- Exhibit A: Declaration of Natalia Arzumanian (humanitarian)
Case 6:25-cv-00243-ADA Document 1 Filed 06/09/25 Page 11 of 12
- Exhibit B: Medical and Humanitarian Statement
 - Exhibit F: Medical Photographs (scabies)
 - Exhibit G: Attorney Statement Regarding ICE Denials
 - Exhibit H: ICE Parole/Bond Denial Letters
 - Exhibit I: Immigration Judge's Decision (Jan 30, 2025)
 - Exhibit J: BIA Appeal Brief (Apr 2, 2025)
 - Exhibit K: CRCL Complaint and DHS Correspondence Regarding Medical Neglect (Complaint No. CR-016209)
 - Exhibit L: Sponsor's Affidavit and Financial Documents
 - Exhibit M: Letters of Community Support
 - Exhibit N: Parents' Letter with Supporting Documents (W-2s, Lease, etc.)
 - Exhibit O: Filing Fee Check (\$5)
 - Exhibit P: USCIS Memorandum – Credible Fear Determination (Aug 14, 2024)
 - Exhibit R: DHS/CBP TECS and NNSV Reports (border surrender, non-criminal background, ICE processing)
 - Exhibit S: Group Declaration from Joe Corley Detainees
 - Exhibit T: Explanation of Study in Israel and Asylum Path
 - Exhibit U: A copy of the petition for file-stamping and return (if requested).

If any additional information is required, please feel free to contact me. Thank you for your attention to this urgent matter concerning my son's health and liberty.

Sincerely,

Natalia Arzumanian



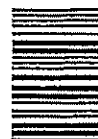


PRESS FIRMLY TO SEAL



PRIORITY MAIL EXPRESS

Retail



76701

U.S. POSTAGE PAID
PME
BROOKLYN, NY 11235
JUN 05, 2025

\$32.25

S2324HS02919-22



PRIORITY MAIL EXPRESS

CUSTOMER USE ONLY

FROM: (Please Print)

PHONE (829) 304-2369

Natalia Arzumian
2925 W 16th St Apt 1506
Brooklyn, NY 11224

CLERK
WESTERN DISTRICT
BY DEPUTY CLERK

ORIGIN (POSTAL SERVICE USE ONLY)

DELIVERY OPTIONS (Customer Use Only)

- ☐ SIGNATURE REQUIRED After: The meter must check the "Signature Required" box if the meter 1) requires the addressee's signature; OR 2) Purchases Insured Mail Service; OR 3) Purchases COD Service; OR 4) Purchases Return Receipt Service. If the box is not checked, the Postal Service will not be held responsible for the loss or damage to the contents of the mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.
- ☐ No Saturday Delivery (delivered next business day)
- ☐ Sunday/Holiday Delivery (Required (additional fee, where available))
- ☐ Refer to USPS.com or local Post Office for availability.

TO: Clerk of Court
U.S. District Court
Western District of Texas - Waco Division
800 Franklin Avenue, Room 380
Waco, TX 76701

ZIP + 4 (US ADDRESSES ONLY)

76701

- For pickup or USPS Tracking™, visit USPS.com or call 800-222-1811.
- \$100.00 Insurance Included.

PEEL FROM THIS CORNER



PS100000000016

Padded Flat Rate Envelope
EP13PE July 2022
ID: 9 1/2 x 12 1/2



UNITED STATES POSTAL SERVICE