

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

MAURILIO PEREIRA DA SILVA JUNIOR	)	
	)	
Petitioner,	)	Case No. _____
	)	
v.	)	<b>PETITION FOR WRIT OF</b>
	)	<b>HABEAS CORPUS</b>
	)	
PATRICIA HYDE, Field Office Director,	)	
MICHAEL KROL, HSI New England Special	)	
Agent in Charge,	)	
TODD LYONS, Acting Director U.S. Immigrations	)	
and Customs Enforcement, and	)	
KRISTI NOEM, Secretary of Homeland Security	)	
	)	
Respondents.	)	

**INTRODUCTION**

1. Maurilio Pereira da Silva Junior is a Brazilian national. On information and belief, he was unlawfully detained by federal immigration agents on June 26, 2025, at the DHS ICE Boston Field Office in Burlington, MA.
2. Accordingly, to vindicate Petitioner’s constitutional rights, this Court should grant the instant petition for a writ of habeas corpus.
3. Petitioner asks this Court to find that he was unlawfully detained and order his release.

**JURISDICTION**

4. This Court has subject matter jurisdiction under 28 U.S.C. § 2241 (habeas corpus) and 28 U.S.C. § 1331 (federal question).

5. Venue is proper because Petitioner resides Lowell, MA and was detained in Burlington, MA and on information and belief has not been transferred from Burlington, MA.

### **PARTIES & FACTS ALLEGED**

6. The Petitioner Maurilio Pereira da Silva Junior is a painter. He resides in Lowell, MA.
7. Respondent Patricia Hyde is the New England Field Office Director for U.S. Immigration and Customs Enforcement.
8. Respondent Michael Krol is the New England Special Agent in Charge for Homeland Security Investigations for U.S. Immigration and Customs Enforcement.
9. Respondent Todd Lyons is the Acting Director for U.S. Immigration and Customs Enforcement.
10. Respondent Kristi Noem is the U.S. Secretary of Homeland Security.
11. All respondents are named in their official capacities.
12. Petitioner was released on conditional parole under INA 236, 8 U.S.C. § 1226 on June 14, 2021. *See* Attached Form I-286, Notice of Custody Determination; Form I-220A, Order of Release on Recognizance. Petitioner was never placed into removal proceedings.
13. On information and belief, he was detained without cause near Burlington, MA.
14. On information and belief, Petitioner is currently in custody in the District of Massachusetts and one or more of the Respondents is his immediate custodian.

### **CLAIMS FOR RELIEF**

#### **COUNT ONE**

#### **Violation of Fifth Amendment Right to Due Process**

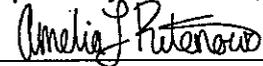
15. On information and belief, Petitioner is currently being arrested and detained at the DHS ICE Boston Field Office in Burlington, MA by federal agents without cause and in violation of his constitutional rights to due process of law.

**PRAYER FOR RELIEF**

Wherefore, Petitioner respectfully requests this Court to grant the following:

- 1) Assume jurisdiction over this matter;
- 2) Order that Petitioner shall not be transferred outside the District of Massachusetts;
- 3) Issue an Order to Show Cause ordering Respondents to show cause why this Petition should not be granted within three days.
- 4) Declare that Petitioner's detention violates the Due Process Clause of the Fifth Amendment.
- 6) Issue a Writ of Habeas Corpus ordering Respondents to release Petitioner immediately.
- 7) Grant any further relief this Court deems just and proper.

Respectfully submitted,



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*Counsel for Petitioner*

Dated: June 26, 2025