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JUL 25 2025

AT SEATTLE
CLERK OF DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

Daniel Lopez DeJesus
A# [REDACTED]
1623 East J Street, Suite 5
Tacoma, Washington 98421

UNITED STATES DISTRICT COURT

IN AND FOR THE WESTERN DISTRICT OF WASHINGTON

DANIEL LOPEZ DEJESUS,

Petitioner,

vs.

DREW BOSTOCK, Seattle Field Office

Director,

BRUCE SCOTT, Warden of Northwest

Immigration Detention Center,

Respondents.

) Case No.: 2:25-cv-01427-JHC-ILF

) A # [REDACTED]

) PETITION FOR WRIT OF HABEAS

) CORPUS UNDER 28 USC § 2241

Petitioner is currently held in custody of the Attorney General at Tacoma's Northwest Detention Center in Tacoma, Washington.

Here, the Petitioner moves this Court to issue an order commanding his release from the custody of ICE due to the fact that such custody violates Constitutional due process rights of the Petitioner.

FACTS

1. Petitioner has been within the confines of the Northwest Detention Center, a Center run by the United States Bureau of Immigration and Customs Enforcement for the ongoing period of 24 months.

SEA 2-00008061

1 **RELIEF REQUESTED**

2 That the Court Order the Petitioner to be released on supervised release pending all
3 finality and the conclusion of his legal matters with ICE and the District Courts and the Ninth
4 Circuit.

5 Alternatively, that the District Court issue and hold a bond hearing rather than the
6 Immigration court so that Petitioner's constitutional rights be safeguarded and bond hearing be
7 full and fair.

8
9 **ARGUMENT**

10 Petitioner is being civilly incarcerated for an ongoing period of 24 months. Petitioner has
11 been denied release because respondent is using Constitutionally fully expunged and fully and
12 unconditionally pardoned convictions against petitioner as justification to hold petitioner in
13 prolonged incarceration. (See Exhibit 1 – Pardon given by Oregon Governor and letters
14 confirming full expungement)

15 Petitioner has petitioned to the ninth circuit for a petition for review in his removal case
16 and has been granted a stay of removal.

17 Petitioner is being held on bond statute 8 U.S.C. § 1226(a) because petitioner does not
18 have criminal convictions in his record because all his past convictions have been fully expunged
19 and fully and unconditionally pardoned.

20 However, immigration agency and Immigration judges are still using petitioner's
21 pardoned convictions to deny Immigration bond, and release.

22 Additionally, Immigration agency and immigration judges are currently claiming to be
23 under a "No Release" and "No Bond" policy ordered by the current President and using 8 U.S.C.
24

1 § 1225(b) statute. Therefore violating petitioner's constitutional rights to liberty and exposed to
2 prolonged incarceration.

3 Petitioner is not a danger to the community or a flight risk, and there is proof of this
4 because petitioner has been released under an Order of Supervision (OSUP) before where
5 petitioner was released and living with his family for 3 ½ years. Petitioner followed all rules and
6 maintained in contact with immigration officials monthly via monthly check ins. (See Exhibit 2 –
7 Records of Check-in with ICE while on Order of Supervision Release)

8 With no basis to hold petitioner to further incarceration and that petitioner will not be
9 removed in the foreseeable future because petitioner is actively challenging his removal
10 proceeding through the legal avenues available to petitioner. Petitioner should be released.

11 Furthermore, petitioner respectfully request this Court to grant the appointment of
12 counsel because of the complexity of this case and the interest of justice would benefit in this
13 case.

14 For the reasons that go before, the Petitioner urges that the court issues orders that does
15 substantial justice in ordering Petitioner's release.

16 Alternatively, that the District Court hold a bond hearing to guard Petitioner's
17 Constitutional rights.

18
19 **Dated: July 21, 2025**

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21 
22 **Daniel Lopez DeJesus**

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4 **VERIFICATION**

5 I, Daniel Lopez DeJesus, do hereby aver that the words above are the truth and the entire
6 truth, that I will testify to those facts under penalty of perjury and I provide this information
7 based upon personal belief that they are the facts of this matter, except where stated on personal
8 belief. Submitted under the penalty of perjury of the laws of the United States.
9

10 //

11
12
13 **Dated: July 21, 2025**

14 

15 _____
16 **Daniel Lopez DeJesus**

1 **PROOF OF SERVICE**

2 **&**

3 **DECLARATION**

4
5 I, Daniel Lopez DeJesus, Aver that I am a party to this action do hereby aver that I have provided
6 a copy of the foregoing document:
7

8 **PETITION FOR WRIT OF HABEAS CORPUS**

9
10 **U.S. District Court**
11 **Clerk's Office**
12 **700 Stewart Street, Suite 2310**
Seattle, Washington 98101

13 I WILL TESTIFY UNDER THE PENALTY OF PERJURY THAT THIS IS THE TRUTH.
14 THE ITEMS WERE MAILED FIRST CLASS MAIL ON THE DATE BELOW.
15

16 **Dated: July 21, 2025**

17 

18 **Daniel Lopez DeJesus**
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