

FILED

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

UNITED STATES DISTRICT COURT

for the
Southern District of Texas

AUG - 1 2025
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY 194
DEPUTY CLERK

Johnkennedy Ekene Ibe

Petitioner

v.

Pamela Bondi
Attorney General of US

Respondent


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

SA 25CA0946 OG

Case No. 25-60002
(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: Johnkennedy Ekene Ibe
(b) Other names you have used: N/A
2. Place of confinement:
(a) Name of institution: South Texas ICE processing center
(b) Address: 566 veterans drive Pearsall Texas 78061
- (c) Your identification number: A# 
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: N/A
(b) Docket number of criminal case:
(c) Date of sentencing:
☒ Being held on an immigration charge
☐ Other (explain):

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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- ☐ 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: South Texas ICE processing center
Pearsall Texas 78061

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

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
My continues detention as it is no longer supported by law

(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: The board of Immigration Appeals (BIA)

(2) Date of filing: 07/15/2024

(3) Docket number, case number, or opinion number: No 25-60002

(4) Result: Dismissed

(5) Date of result: 12/12/2024

(6) Issues raised: Relief for asylum, withholding of removal WOR, and protection under the convention against torture CAT were denied, order of removal was issued.

(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

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(a) If "Yes," provide:

(1) Name of the authority, agency, or court: The 5th circuit

(2) Date of filing: 12/27/2024

(3) Docket number, case number, or opinion number: No 25-60002

(4) Result: Pending

(5) Date of result:

(6) Issues raised: Pending

(b) If you answered "No," explain why you did not file a second appeal:

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: N/A

(b) If you answered "No," explain why you did not file a third appeal: Because I still have pending appeal at the 5th circuit

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: N/A

(2) Case number: N/A

(3) Date of filing:

(4) Result: N/A

(5) Date of result:

(6) Issues raised: N/A

- (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: N/A

(2) Case number: N/A

(3) Date of filing:

(4) Result: N/A

(5) Date of result:

(6) Issues raised: N/A

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

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

☒ Yes

☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: 11/01/2023

(b) Date of the removal or reinstatement order: 07/05/2024

(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: 07/15/2024
- (2) Case number: Case No. 25-60002
- (3) Result: Negative
- (4) Date of result: 12/12/2024
- (5) Issues raised: Relief for asylum, withholding of removal WOR, and protection under the convention against torture CAT were denied, order of removal was issued.

- (d) Did you appeal the decision to the United States Court of Appeals?
☒ Yes ☐ No

If "Yes," provide:

- (1) Name of court: The Court of appeal for the 5th Circuit
- (2) Date of filing: 12/27/2024
- (3) Case number: No. 25-60002
- (4) Result: Pending
- (5) Date of result: _____
- (6) Issues raised: The matter is still pending

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: _____

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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: Unlawful Detention, longer than what the United States constitution says

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

I have been held at ICE detention complex since 11/1/2023, a final order of removal was issued on 12/12/2024.

I have exceeded the time period of 180 days which the US law permits ICE to remove me.

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

☐ Yes

☒ No

GROUND TWO: unlawful detention.

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

I am not a flight risk because of the following reasons (1) I have a US citizen who happened to be my mother's younger brother as my sponsor, (2) he is ready to receive and accommodate me so that i would not be a public charge and he will also provide me whenever I am needed for removal by ICE.

(3) I have never refused to comply with ICE when needed.

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

☐ Yes

☒ No

GROUND THREE: I have been denied access to good food, adequate healthcare, enable environment, one hundred people with one hundred hygienes, we breath in what we breath out, as I write now each an every one of us is sick.

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

I am not dangerous to the community because i have never been engaged in any criminal activities and I have not been arrested, detained or jailed in any country in the world including the United States unless this unconstitutional detention.

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

☐ Yes

☐ No

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GROUND FOUR: irreparable Damages; i have been admitted in thge hospital in my entire life as the only
sickness that used to worry me was headache which my doctor encouraged me be drinking enough water.

I was physically fit, strong, healthy when I was arrested on November 1 2023, but because of the unhealthy
condition of this prison my immune is weak and I'm subjected to three times pills daily which is dangerous.

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

My continues detention has deprived my little children the access to education because of my inability to perform
my responsibility.

(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: N/A

Request for Relief

15. State exactly what you want the court to do: Based on the foregoing, I respectfully request that this honorable court
grants me freedom and order ICE to compensate me with the sum of one hundred thousand dollars for the irreparable
damage which this unconstitutional detention has coursed me .

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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:

7/28/2025



Signature of Petitioner

N/A

Signature of Attorney or other authorized person, if any

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Instructions

1. **Who Should Use This Form.** You should use this form if
 - you are a federal prisoner and you wish to challenge the way your sentence is being carried out (*for example, you claim that the Bureau of Prisons miscalculated your sentence or failed to properly award good time credits*);
 - you are in federal or state custody because of something other than a judgment of conviction (*for example, you are in pretrial detention or are awaiting extradition*); or
 - you are alleging that you are illegally detained in immigration custody.
2. **Who Should Not Use This Form.** You should not use this form if
 - you are challenging the validity of a federal judgment of conviction and sentence (*these challenges are generally raised in a motion under 28 U.S.C. § 2255*);
 - you are challenging the validity of a state judgment of conviction and sentence (*these challenges are generally raised in a petition under 28 U.S.C. § 2254*); or
 - you are challenging a final order of removal in an immigration case (*these challenges are generally raised in a petition for review directly with a United States Court of Appeals*).
3. **Preparing the Petition.** The petition must be typed or neatly written, and you must sign and date it under penalty of perjury. A false statement may lead to prosecution.
4. **Answer all the questions.** You do not need to cite law. You may submit additional pages if necessary. If you do not fill out the form properly, you will be asked to submit additional or correct information. If you want to submit any legal arguments, you must submit them in a separate memorandum. Be aware that any such memorandum may be subject to page limits set forth in the local rules of the court where you file this petition. If you attach additional pages, number the pages and identify which section of the petition is being continued. All filings must be submitted on paper sized 8½ by 11 inches. **Do not use the back of any page.**
5. **Supporting Documents.** In addition to your petition, you must send to the court a copy of the decisions you are challenging and a copy of any briefs or administrative remedy forms filed in your case.
6. **Required Filing Fee.** You must include the \$5 filing fee required by 28 U.S.C. § 1914(a). If you are unable to pay the filing fee, you must ask the court for permission to proceed in forma pauperis – that is, as a person who cannot pay the filing fee – by submitting the documents that the court requires.
7. **Submitting Documents to the Court.** Mail your petition and _____ copies to the clerk of the United States District Court for the district and division in which you are confined. For a list of districts and divisions, see 28 U.S.C. §§ 81-131. All copies must be identical to the original. Copies may be legibly handwritten.

If you want a file-stamped copy of the petition, you must enclose an additional copy of the petition and ask the court to file-stamp it and return it to you.
8. **Change of Address.** You must immediately notify the court in writing of any change of address. If you do not, the court may dismiss your case.

John Kennedy Eke

(Name of Alien or Aliens)

A 

("A number" of Alien or Aliens)

PROOF OF SERVICE

On 07/28/2025, I, John Kennedy Eke 16e
(Date) (Printed name of person signing below)

Served a copy of this writ of habeas corpus
(Name of document)

And any attached pages to DHS/ICE office of chief counsel-PSD
(Name of Party Served)

At the following address: 566 Veterans Drive
(Address of Party Served)

Pearshall Texas 78061
(Address of Party Served)

By Regular mail
(Method of service, for example overnight courier, hand-delivery, first class mail)

Moff
(Signature)

07/28/2025
(Date)