

Gustavo Perez Morodo A#

Name and Prisoner Number/Alien Registration Number

Eloy Detention Center

Place of Confinement

1705 E. Hannah Rd.

Mailing Address

Eloy, AZ, 85131

City, State, Zip Code

(Failure to notify the Court of your change of address may result in dismissal of this action.)



FILED



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9/2/2025CLERK U.S. DISTRICT COURT
DISTRICT OF ARIZONAIN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONAGustavo Perez Morodo

(Full Name of Petitioner)

Petitioner,

v.

F. E. Figueroa(Name of Warden, Jailor or authorized person
having custody of Petitioner)

Respondent.

CASE NO. CV25-03192-PHX-SMB--DMF
(To be supplied by the Clerk)PETITION UNDER 28 U.S.C. § 2241
FOR A WRIT OF HABEAS CORPUS
BY A PERSON IN FEDERAL CUSTODY

PETITION

1. What are you challenging in this petition?

- ☒ Immigration detention
☐ Bureau of Prisons sentence calculation or loss of good-time credits
☐ Probation, parole or supervised release
☐ Other (explain): _____

2. (a) Name and location of the agency or court that made the decision you are challenging: _____

Phoenix, Arizona(b) Case or opinion number: Unknown(c) Decision made by the agency or court: Deportation(d) Date of the decision: 2009

3. Did you appeal the decision to a higher agency or court? Yes ☐ No ☒

If yes, answer the following:

(a) First appeal:

(1) Name of the agency or court: _____

(2) Date you filed: _____

(3) Opinion or case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(b) Second appeal:

(1) Name of the agency or court: _____

(2) Date you filed: _____

(3) Opinion or case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(c) Third appeal:

(1) Name of the agency or court: _____

(2) Date you filed: _____

(3) Opinion or case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

4. If you did not appeal the decision to a higher agency or court, explain why you did not: I did not appeal because I was allowed in the United States under supervised Probation and also allowed a work permit. It all seemed as if I was given my place here in the United States.

5. Other than the appeals listed above, have you filed any other petitions, applications or motions concerning the issues raised in this petition? Yes ☐ No ☒

If yes, answer the following:

(a) Name of the agency or court: _____

(b) Date you filed: _____

(c) Opinion or case number: _____

(d) Result: _____

(e) Date of result: _____

(f) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

6. For this petition, state every ground on which you 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.

CAUTION: To proceed in the federal court, you must ordinarily first exhaust (use up) your available administrative remedies on each ground on which you request action by the federal court.

GROUND ONE: I have been detained in a federal institution for six months under ICE and still do not see myself being released in any foreseeable future.

(a) Supporting FACTS (Do not argue or cite law. Just state the specific facts that support your claim.):

I have gone to my 180 day review and was told I was to be detained still because they said I would be removed sometime in the future. It has now been long after the fact and I am still under ICE detention. I have helped them in what they ask of me and now it is up to them to release me from ICE custody. It is clear now that ICE has no intention on releasing me in any foreseeable future.

(b) Did you exhaust all available administrative remedies relating to Ground One? Yes ☒ No ☐

(c) If yes, did you present the issue to:

- ☐ The Board of Immigration Appeals
- ☐ The Office of General Counsel
- ☐ The Parole Commission
- ☐ Other: ICE

(d) If you did not exhaust all available administrative remedies relating to Ground One, explain why:

GROUND TWO: _____

(a) Supporting FACTS (Do not argue or cite law. Just state the specific facts that support your claim.):

(b) Did you exhaust all available administrative remedies relating to Ground Two? Yes ☐ No ☐

(c) If yes, did you present the issue to:

- ☐ The Board of Immigration Appeals
☐ The Office of General Counsel
☐ The Parole Commission
☐ Other: _____

(d) If you did not exhaust all available administrative remedies relating to Ground Two, explain why:

[illegible]

Please answer these additional questions about this petition:

7. Are you challenging your conviction or sentence in any of the grounds raised above? Yes ☐ No ☒
(Claims challenging a federal conviction or sentence may only be raised in a motion under 28 U.S.C. § 2255, unless the § 2255 motion is legally inadequate or ineffective.)

If yes, answer the following:

(a) Have you filed a motion under 28 U.S.C. § 2255? Yes ☐ No ☐

If yes, answer the following:

(1) Name of court: _____

(2) Case number: _____

(3) Opinion or case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(b) Explain why the remedy under § 2255 is inadequate or ineffective: _____

8. If this case concerns immigration removal proceedings, answer the following:

(a) Date you were taken into immigration custody: 02/21/2025

(b) Date of removal or reinstatement order: 2009

(c) Did you file an appeal with the Board of Immigration Appeals? Yes ☐ No ☒

(1) Date you filed: _____

(2) Case number: _____

(3) Result: _____

(4) Date of result: _____

(5) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(d) Did you file an appeal with the federal court of appeals? Yes ☐ No ☒

(1) Name of the court: _____

(2) Date you filed: _____

(3) Case number: _____

(4) Result: _____

(5) Date of result: _____

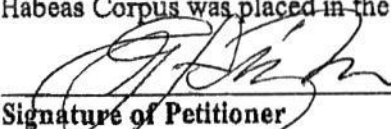
(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

9. Petitioner asks that the Court grant the following relief: I ask to be released under supervised probation since there is no foreseeable future in which I am to be released.

or any other relief to which Petitioner may be entitled. (Money damages are not available in habeas corpus cases.)

I declare under penalty of perjury that the foregoing is true and correct and that this Petition for Writ of Habeas Corpus was placed in the prison mailing system on 08/25/2025 (month, day, year).



Signature of Petitioner

Signature of attorney, if any

08/25/2025

Date

CERTIFICATE OF SERVICE


Name: Gustavo Perez morodo
(Nombre)

A Number: A 
(Número de Caso A)

I hereby certify that on the date indicated below copies of the attached were delivered to the United States Immigration Court and to Immigration and Customs Enforcement (ICE) in separate envelopes by placing those envelopes into intra-facility mail.

Por medio de la siguiente yo certifico que las copias de lo adjunto fueron entregadas al Tribunal de Inmigración de los Estados Unidos y Control de Aduanas e Inmigración (ICE) en la fecha indicada abajo, en sobres separados, y al colocar los sobres dentro del correo interno.

Date: 08/25/2025
(Fecha)

Signature: 
(Firma)