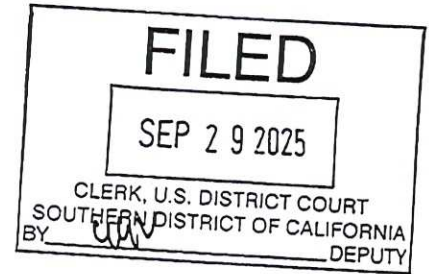


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



Ivan Rudiuk, A# [REDACTED] Petitioner,

v.

Merrick Garland, Attorney General of the United States; Alejandro Mayorkas, Secretary of the Department of Homeland Security; Patrick J. Lechleitner, Acting Director of Immigration and Customs Enforcement (ICE); and Warden of Imperial Regional Detention Facility, Respondents.

Case No: **'25CV2600 BTM SBC**

PETITION FOR WRIT OF HABEAS CORPUS
28 U.S.C. § 2241

1. Jurisdiction and Venue

This Court has jurisdiction under 28 U.S.C. § 2241 because Petitioner is in custody under the authority of the United States, and challenges the legality of continued detention. Venue is proper in the Southern District of California, where Petitioner is detained.

2. Petitioner

Petitioner, Ivan Rudiuk (A# [REDACTED]), is currently detained by U.S. Immigration and Customs Enforcement (ICE) at Imperial Regional Detention Facility, 1572 Gateway Road, Calexico, CA 92231.

3. Immigration Proceedings

On January 13, 2025, the Immigration Judge granted Petitioner withholding of removal. As a result, Petitioner cannot be removed to his home country. The decision is final, and there is no pending removal proceeding against him.

4. Continued Detention

Despite this final order, Petitioner has remained in ICE custody for over eight months since the Immigration Judge's decision. There is no significant likelihood of removal in the reasonably foreseeable future, as required by law. Such prolonged detention violates the Supreme Court's decision in *Zadvydas v. Davis*, 533 U.S. 678 (2001).

5. Legal Claim

ICE's continued detention of Petitioner is unconstitutional and unlawful because:

- It exceeds the presumptively reasonable 6-month period set by *Zadvydas v. Davis*;
- There is no foreseeable likelihood of removal;
- Petitioner has already been granted relief from removal by the Immigration Court.

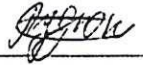
6. Prayer for Relief

WHEREFORE, Petitioner respectfully requests that this Court:

1. Issue a writ of habeas corpus;
2. Order Petitioner's immediate release from ICE custody, under appropriate conditions of supervision;
3. Grant such other and further relief as this Court deems just and proper.

Respectfully submitted,

Dated: 09/25/2025

Signature: 
Ivan Rudiuk
Imperial Regional Detention Facility
1572 Gateway Road
Calexico, CA 92231
A# 

[Your Address]

Date: 09/25/2025

Clerk of Court
U.S. District Court
Southern District of California
333 West Broadway, Suite 420
San Diego, CA 92101

Re: Filing of Petition for Writ of Habeas Corpus (Ivan Rudiuk, A# 249-137-769)

Dear Clerk of Court,

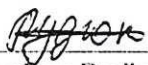
Enclosed please find a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 on behalf of Ivan Rudiuk (A# ) , currently detained at Imperial Regional Detention Facility, Calexico, California.

Please file the petition and assign a case number. Petitioner is proceeding pro se and is currently detained, so please direct all correspondence to him at the detention facility address:

Ivan Rudiuk
A# 
Imperial Regional Detention Facility
1572 Gateway Road
Calexico, CA 92231

Thank you for your assistance.

Respectfully,

Signature: 
[Your Name or Ivan Rudiuk]

