

Jose A. Martir-Martinez


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Tacoma, WA 98421

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FEB 05 2026

No. 2:25-CV-02194-LK-BAT

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

BY

DEPUTY


UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
SEATTLE

JOSE MARTIR-MARTINEZ

Petitioner

vs.

BRUCE SCOTT, ET AL.,

Respondents,

OBJECTION TO REPORT AND RECOMMENDATION

COMES NOW, Jose A. Martir-Martinez, pro-se without representation of counsel files this Motion and Objection to the Report and Recommendation now under review for adjudication and request that this Honorable Court issue an Order granting Petitioner this Writ Habeas Corpus or tin the alternative to issue and Order of Release based upon the facts of this action and as follows:

Petitioner files this Motion and Order For Release in good faith and preservation of his protected rights as a matter of law. Petitioner avers that this motion for relief is in keeping with this great writ now in this court for final adjudication and request and directs either the Honorable Court or it's Clerk for said Order of release directing the respondents to release the corpus of: JOSE MARTIR-MARTINEZ, whom is being held against his will and his liberties in violation of his constitutional rights of liberty interest and laws of the United states.

This motion is proper and based upon the Writ of Habeas of Corpus, along with the documents or record, inclusive of; motions, petitions, memoranda and orders of this court per this action now pending adjudication in this court re: Petitioner's constitutional protections and inclusive of the following facts:

1. Petitioners has already served a considerable amount of time in the custody U.S. Attorney General of the United States in Immigration hold over 3 years now and counting; and
2. Petitioner contends that eventhough he was re-arrested by Immigration officials in 2022 and removed from the United States on March 18, 2022 said removal was in violation of this Constitutional protections Petitioner was never afforded the opportunity to plead his case and reasoning for his entry into the United States as uninvited guest and was never presented to a magistrate of Immigration Judge and this is the basis and underlying offense that Immigration officials are basing their case upon.
3. Petitioner avers that if he were presented to an Immigration Judge at that time he may have been granted a stay and or the Asylum he seeks. Immigration judges were more sympathetic then given the events common tho Petitioner's country of El Salvador where extrajudicial killings are/were well documented by both the United Nations and United States Department of State reports, which are part and parcel of Petitioners Habeas Application and reserved herein by reference; and
4. Petitioner avers that he has no debt owed to society that would warrant his stay in custody any longer or for this time being imprisoned upon him by any statutory provisions or he has committed any wrong doing that warrants imprisonment; and
5. Further petitioner also declared that he [REDACTED] only for his and his family's survival. It is well established from Petitioners father and mother that other family members were in fact murdered for [REDACTED] and both [REDACTED] [REDACTED] and both have in fact are [REDACTED] and even lack of understanding of communications by both [REDACTED] and or the [REDACTED]. Both in fact are [REDACTED]; and
6. United States officials, U.S. Department of State have also certified this fact as noted in their Country Report, made part of this filing; and

7. In addition Petitioner aver that any third country unknown to him most likely have extradition treaties with El Salvador and sending him to any such country is also a death sentence to him, a well know fact by U.S. official and as noted in various reports already noted in this action; and

8. Petitioner further states again without any form of disciplinary incidents and as a matter of law Petitioner is now being held in contradiction to his liberty interest and constitutional protections, as detention has now become a violation of law as described above a matter that is ripe for adjudication and subject this this filing and objections to the report herein; and

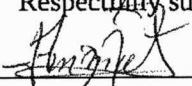
9. A great injustice will be done by this Honorable Court if it does not allow Petitioner the request and remedies outlined herein or in the alternative issue this great Writ of Habeas Corpus or adjudicate in Petitioner's benefit, with possible conditions of release; and

10. For all the above stated matters in fact, Petitioner request that this Honorable Court issue the remedy requested above and may issue conditions of release subjected to both parties of record without prejudicing Petitioner; In addition, the Court to issue any and all remedies deem just and proper by law.

11. I, Jose A. Martir-Martinez, certify under the penalty of perjury of the United States of America, that the foregoing is true, correct, complete, certain and not meant to mislead to the best of my recollection and belief, So help me God.

Certified true and correct (28 U.S.C. § 1746).

Respectfully submitted,

By: 
Jose A. Martir-Martinez

Certificate of Service



Case No. 2:25-CV-02194-LK-BAT

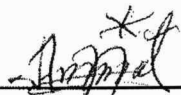
On this 26th day of January, 2026. I, Jose A. Martir-Martinez, certify that I sent a true and correct copy of the documents and sundry papers to recipients by hand delivery into the Institution's mailbox in a pre-paid first class envelope in accord with the "Prison Mailbox Rule" [Houston v. Lack, 487 U.S. 266, (1988)]. Service to:

1. Clerk, U.S. District Court, Western district of Washington, 700 Stewart Street, Suite 2310, Seattle, Washington 98101
2. U. S. Department of Justice, Office of Chief Counsel, DHS, P.O. Box 878, Benjamin Franklin Station, Washington, D.C. 20044

CONTAINING

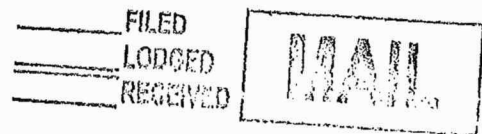
1. This Certificate of Service
2. Objections to Report and Recommendation
3. Other Documents of Record

Certified true and correct [28 USC 1746(1)]. All rights reserved.

By: 
Jose A. Martir-Martinez: Petitioner

**Notice to Principal is Notice to Agent
Notice to Agent is Notice to Principal**

(Certificate of Service)
(Cover Page)



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CLERK OF U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY _____ DEPUTY

JOSE MARTIN-MARTINEZ

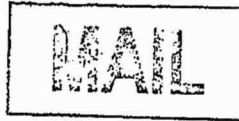
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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

BY

DEPUTY
98101-444285

Clerk, U.S. District Court
Western District of Washington
700 STEWART STREET
Suite 2310
SEATTLE, WASHINGTON 98101

