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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

SADIEL DOMINGUEZ VEGA,

Petitioner,

v.

ROSE THOMPSON, Warden,
Karnes County Immigration Processing Center;

MIGUEL VERGARA, Acting/Director
of the San Antonio Field Office U.S.
Immigration and Customs Enforcement;

KRISTI NOEM, Secretary of the U.S.
Department of Homeland Security; and

PAMELA BONDI, Attorney General
of the United States, in their official capacities,

Respondents.

Case No. 5:25-cv-01439

**EXHIBITS IN SUPPORT OF
PETITION FOR WRIT OF
HABEAS CORPUS**

**PETITIONER'S EXHIBIT INDEX IN SUPPORT OF PETITION
FOR WRIT OF HABEAS**

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Respectfully submitted,

/s/ Mark Kinzler
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TAB A

DEPARTMENT OF HOMELAND SECURITY
NOTICE TO APPEAR

In removal proceedings under section 240 of the Immigration and Nationality Act:

Subject ID: [REDACTED]

PINS #: 1334780493

In the Matter of

DOB: [REDACTED]

File No: [REDACTED]

Respondent

RADYEL DOMINQUEZ VEGA

Event No: DR02212000234

[REDACTED]

[REDACTED]

(Number, street, city, state and ZIP code)

(Area code and phone number)

- You are an arriving alien.
- You are an alien present in the United States who has not been admitted or paroled.
- You have been admitted to the United States, but are removable for the reasons stated below.

The Department of Homeland Security alleges that you:

1. You are not a citizen or national of the United States;
2. You are a native of CUBA and a citizen of CUBA;
3. You arrived in the United States at or near DEL RIO, TX, on or about December 8, 2021;
4. You were not then admitted or paroled after inspection by an Immigration Officer.

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

212(a)(6)(A)(i) of the Immigration and Nationality Act, as amended, in that you are an alien present in the United States without being admitted or paroled, or who arrived in the United States at any time or place other than as designated by the Attorney General.

- This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture.
- Section 235(b)(1) order was vacated pursuant to: 8CFR 208.30 8CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:
800 DOLOROSA STREET-SUITE 300 San Antonio TX US 78207

(Complete Address of Immigration Court, including Room Number, if any)

on a date to be set at a time to be to show why you should not be removed from the United States based on the
(Date) (Time)

charge(s) set forth above.

JORGE SANCHEZ

(A) WATCH COMMANDER

(Signature and Title of Issuing Officer) (Sign in Ink)

001

Date: December 08, 2021

Brackettville, Texas

(City and State)

Notice to Respondent

Warning: Any statement you make may be used against you in removal proceedings.

Alien Registration: This copy of the Notice to Appear served upon you is evidence of your alien registration while you are in removal proceedings. You are required to carry it with you at all times.

Representation: If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 1003.18. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this notice.

Conduct of the hearing: At the time of your hearing, you should bring with you any affidavits or other documents that you desire to have considered in connection with your case. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing. At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear, including that you are inadmissible or removable. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government. At the conclusion of your hearing, you have a right to appeal an adverse decision by the Immigration Judge. You will be advised by the Immigration Judge before whom you appear of any relief from removal for which you may appear eligible including the privilege of voluntary departure. You will be given a reasonable opportunity to make any such application to the Immigration Judge.

One-Year Asylum Application Deadline: If you believe you may be eligible for asylum, you must file a Form I-589, Application for Asylum and for Withholding of Removal. The Form I-589, Instructions, and Information on where to file the Form can be found at www.uscis.gov/i-589. Failure to file the Form I-589 within one year of arrival may bar you from eligibility to apply for asylum pursuant to section 209(a)(2)(B) of the Immigration and Nationality Act.

Failure to appear: You are required to provide the Department of Homeland Security (DHS), in writing, with your full mailing address and telephone number. You must notify the Immigration Court and the DHS immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the Immigration Judge in your absence, and you may be arrested and detained by the DHS.

Mandatory Duty to Surrender for Removal: If you become subject to a final order of removal, you must surrender for removal to your local DHS office, listed on the internet at http://www.ice.gov/contact/ero, as directed by the DHS and required by statute and regulation. Immigration regulations at 8 CFR 1241.1 define when the removal order becomes administratively final. If you are granted voluntary departure and fail to depart the United States as required, fail to post a bond in connection with voluntary departure, or fail to comply with any other condition or term in connection with voluntary departure, you must surrender for removal on the next business day thereafter. If you do not surrender for removal as required, you will be ineligible for all forms of discretionary relief for as long as you remain in the United States and for ten years after your departure or removal. This means you will be ineligible for asylum, cancellation of removal, voluntary departure, adjustment of status, change of nonimmigrant status, registry, and related waivers for this period. If you do not surrender for removal as required, you may also be criminally prosecuted under section 243 of the Immigration and Nationality Act.

U.S. Citizenship Claims: If you believe you are a United States citizen, please advise the DHS by calling the ICE Law Enforcement Support Center toll free at (855) 448-6903.

Sensitive locations: To the extent that an enforcement action leading to a removal proceeding was taken against Respondent at a location described in 8 U.S.C. § 1229(e)(1), such action complied with 8 U.S.C. § 1367.

Request for Prompt Hearing

To expedite a determination in my case, I request this Notice to Appear be filed with the Executive Office for Immigration Review as soon as possible. I waive my right to a 10-day period prior to appearing before an immigration judge and request my hearing be scheduled.

Before:

(Signature of Respondent) (Sign in Ink)

Date:

(Signature and Title of Immigration Officer) (Sign in Ink)

Certificate of Service

This Notice To Appear was served on the respondent by me on December 09, 2021, in the following manner and in compliance with section 239(a)(1) of the Act.

- In person by certified mail, returned receipt # _____ requested by regular mail
- Attached is a credible fear worksheet.
- Attached is a list of organization and attorneys which provide free legal services.

The alien was provided oral notice in the SPANISH language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

(Signature of Respondent if Personally Served) (Sign in Ink)

TONI AZVEDO-ALLISON, BPA
(Signature and Title of Officer) (Sign in Ink)

TAB B

DEPARTMENT OF HOMELAND SECURITY
NOTICE OF CUSTODY DETERMINATION

Alien's Name: SADIEL DOMINGUEZ-VEGA

A-File Number: [REDACTED]

Date: 12/08/2021

Event ID: DR82212000234

Subject ID: [REDACTED]

FIN: [REDACTED]

Pursuant to the authority contained in section 236 of the Immigration and Nationality Act and part 236 of title 8, Code of Federal Regulations, I have determined that, pending a final administrative determination in your case, you will be:

- Detained by the Department of Homeland Security.
- Released (check all that apply):
 - Under bond in the amount of \$ (b)(6)(b)(7)(C)
 - On your own recognizance.
 - Under other conditions. [Additional document(s) will be provided.]

[REDACTED]

Authorized Officer

12/08/2021 2312

Date and Time of Custody Determination

(b)(6)(b)(7)(C)

Title

Brackettville, Texas

Office Location/Address

You may request a review of this custody determination by an immigration judge.

- I acknowledge receipt of this notification, and
 - I do request an immigration judge review of this custody determination.
 - I do not request an immigration judge review of this custody determination.

y. [Signature]

Signature of Alien

12/08/2021

Date

(b)(6)(b)(7)(C)

TAB C

U.S. Department of Homeland Security

Order of Release on Recognizance

File No: ~~XXXXXXXXXX~~
Date: December 08, 2021
Event No: DRS2212000234

Name: SADIEL DOMINGUEZ-VEGA

You have been arrested and placed in removal proceedings. In accordance with section 236 of the Immigration and Nationality Act and the applicable provisions of Title 8 of the Code of Federal Regulations, you are being released on your own recognizance provided you comply with the following conditions:

You must report for any hearing or interview as directed by the Department of Homeland Security or the Executive Office for Immigration Review.

You must surrender for removal from the United States if so ordered.

You must report in (writing) (person) to DEPORTATION OFFICER
(Name and Title of Case Officer)
at 3523 CROSSPOINT DR, SAN ANTONIO, TX 78217 on 2/9/22 at 8:00
(Location of DHS Office) (Day of each week or month) (Time)

If you are allowed to report in writing, the report must contain your name, alien registration number, current address, place of employment, and other pertinent information as required by the officer listed above.

You must not change your place of residence without first securing written permission from the immigration officer listed above.

You must not violate any local, State, or Federal laws or ordinances.

You must assist the Department of Homeland Security in obtaining any necessary travel documents.

Other: _____

See attached sheet containing other specified conditions (Continue on separate sheet if required)

NOTICE: Failure to comply with the conditions of this order may result in revocation of your release and your arrest and detention by the Department of Homeland Security.

(b)(6)(b)(7)(C)

Alien's Acknowledgment of Conditions of Release on Recognizance

I hereby acknowledge that I have (read) (had interpreted and explained to me in the SPANISH language) and understand the conditions of my release set forth in this order. I further understand that if I do not comply with these conditions, I may revoke my release without further notice.

[Redacted Signature Box]

[Handwritten Signature]
(Signature of Alien)

12/9/21
(Date)

Cancellation of Order

I hereby cancel this order of release because: The alien failed to comply with the conditions of release.

The alien was taken into custody for removal.

(Signature of Immigration Officer Canceling Order)

(Date)

TAB D

U.S. DEPARTMENT OF HOMELAND SECURITY **Warrant for Arrest of Alien**

File No. 

Date: 05/27/2025

To: Any immigration officer authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

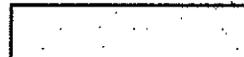
I have determined that there is probable cause to believe that DOMINGUEZ-VEGA, SADIEL is removable from the United States. This determination is based upon:

- the execution of a charging document to initiate removal proceedings against the subject;
- the pendency of ongoing removal proceedings against the subject;
- the failure to establish admissibility subsequent to deferred inspection;
- biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

YOU ARE COMMANDED to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

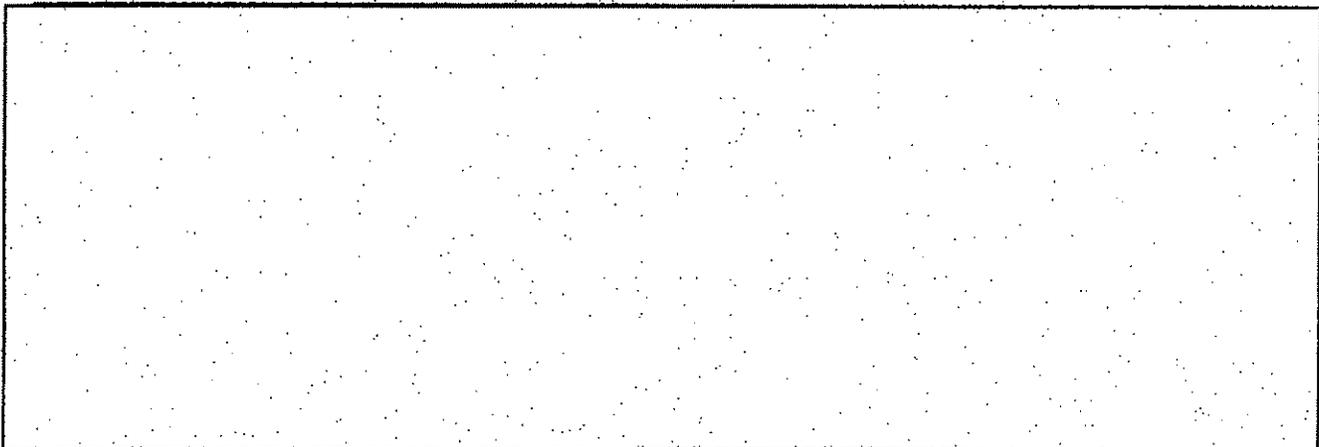
(Signature of Authorized Immigration Officer)

(b)(6)(b)(7)(C)



- SDDO

(Printed Name and Title of Authorized Immigration Officer)



T A B L E

DEPARTMENT OF HOMELAND SECURITY
NOTICE OF CUSTODY DETERMINATION

Alien's Name: DOMINGUEZ-VEGA, SADIEL

A-File Number: [REDACTED]

Date: 05/27/2025

Event ID: SNA2505001650

Subject ID: [REDACTED]

Pursuant to the authority contained in section 236 of the Immigration and Nationality Act and part 236 of title 8, Code of Federal Regulations, I have determined that, pending a final administrative determination in your case, you will be:

- Detained by the Department of Homeland Security.
- Released (check all that apply):
 - Under bond in the amount of \$ _____
 - On your own recognizance.
 - Under other conditions. [Additional document(s) will be provided.]

[REDACTED] (b)(6)(b)(7)(C)
Name and Signature of Authorized Officer

05/27/2025 2:25 PM
Date and Time of Custody Determination

SDDO
Title

ICE ERO - SAN ANTONIO, TX FIELD OFFICE 3523 Crosspoint Drive San Antonio, TX US 78217
Office Location/Address

You may request a review of this custody determination by an immigration judge.

- I acknowledge receipt of this notification, and
 - I do request an immigration judge review of this custody determination.
 - I do not request an immigration judge review of this custody determination.

REFUSED TO SIGN
Signature of Alien

05/27/2025
Date

(b)(6)(b)(7)(C)

TAB F

Lucia Curiel, Esq.
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P.O. Box 684309
Austin, TX 78768
(512) 402-7999

DETAINED

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
PEARSALL, TEXAS**

In the Matter of:)
)
DOMINGUEZ VEGA, Sadiel)
)
In Bond Proceedings)
_____)

File No.: A 

Immigration Judge: Kevin Terrill

MCH: 07/10/2025

**MOTION FOR CUSTODY REDETERMINATION, AND MEMORANDUM AND
EXHIBITS IN SUPPORT THEREOF**

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
IMMIGRATION COURT
PEARSALL, TEXAS

In the Matter of:)
)
DOMINGUEZ VEGA, Sadiel)
)
In Bond Proceedings)
_____)

File No.: A 

MOTION FOR CUSTODY REDETERMINATION, AND MEMORANDUM AND EXHIBITS IN SUPPORT THEREOF

Respondent, Sadiel Dominguez Vega (“Mr. Dominguez”), is currently detained at the South Texas Detention Center pursuant to under INA § 236(b). He hereby moves this Court to review his custody and release him on a \$3000 bond because he is not a flight risk or a danger to the community as described below.

I. INTRODUCTION

1. Mr. Dominguez is 22-year old Cuban native. He entered without inspection on or about December 8, 2021.¹ He was taken into custody and released on conditional parole under INA § 236(a)(2)(B) the following day, as verified by release paperwork issued by DHS.²
2. On May 27, 2025, DHS exercised its authority under INA § 236(b), which provides that DHS can “at any time may revoke a bond or parole authorized under subsection (a), rearrest the alien under the original warrant, and detain the alien” under INA § 236(b).
3. This is the authority authorizing Mr. Dominguez’s current detention. As such, the court may consider a custody re-determination request pursuant to 8 C.F.R. § 1236.1(d).

¹ See Tab A (Notice to Appear dated 12/08/2021, never filed with EOIR).

² See Tab A (Form I-286, Notice of Custody Determination).

II. MR. DOMINGUEZ MERITS RELEASE ON A \$3,000 BOND

4. Mr. Dominguez is not a danger to the community and poses no flight risk. He has no criminal history other than a single traffic citation for speeding, and he has demonstrated sustained, meaningful ties to his community, family, and church.

5. He entered the United States fleeing religious persecution in Cuba, where both his parents were Christian pastors. Since his release on conditional parole, he has fully complied with all immigration requirements.

6. After settling in Austin, Mr. Dominguez has lived and worked continuously. He filed his I-589 application in June 2022—well before the one-year filing deadline and prior to the government initiating court proceedings.³

7. He obtained and renewed his work permit and driver's license. He has been employed for over a year at the Hilton Hotel restaurant near the Austin airport and previously worked as a cook in a nursing home for two years. He supplements his income by driving for Uber and has filed his taxes for the last two years.⁴

8. He resides in Austin with his common law wife, Odalyz, and their U.S. citizen daughter, born in October 2024.⁵ The family attends church regularly, and their daughter was recently baptized.⁶ Letters of support from members of his church has been submitted⁷, and Mr. Dominguez has also provided a copy of his lease⁸, further demonstrating his stable and rooted life in the community.

9. Mr. Dominguez has consistently complied with ICE check-ins. After his last scheduled report in November 2024, he did not receive a new appointment. Rather than ignoring his obligations, he actively called and emailed ICE to request a new appointment. When he received no response,

³ See Tab C (I-589 Receipt).

⁴ See Tab F (Lease contract); Tab G (Generally).

⁵ See Tab B (Daughter Birth Certificate)

⁶ See Tab G (Family Photos)

⁷ See Tab G (Letters of Support)

⁸ See Tab F (Lease contract)

he went in person to the ICE office on May 27, 2025, to ask for his next check-in. He was detained during that visit. His proactive conduct strongly rebuts any claim that he is a flight risk.

10. In addition to his strong equities and record of compliance, Mr. Dominguez has viable relief in the form of asylum, and counsel is also exploring eligibility for adjustment of status under the Cuban Adjustment Act. These forms of relief give him further incentive to appear in court and resolve his case on the merits.

11. In sum, Mr. Dominguez is a law-abiding individual with deep community ties, a U.S. citizen child, a supportive church and family, steady employment, a history of compliance, and meritorious claims for relief. These factors fully support his release on a \$3,000 bond.

Respectfully submitted,

Lucia Curiel

Lucia Curiel, Esq.
Attorney for Respondent