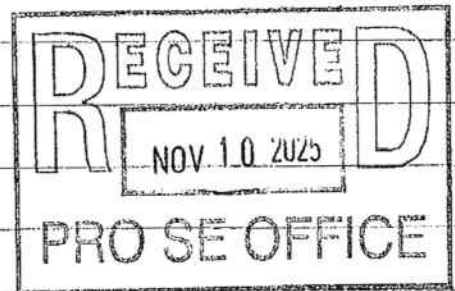


28 U.S.C 2241 Habeas Corpus
for unlawful detention

Kim on Bayne
560 Gum Springs Road
Winfield LA 71483



Kim on Bayne

- V -

Department of
homeland security

Petition for the
release of Kim on
Bayne, under
28 U.S.C 2241
Habeas corpus

Background

Mr. Bayne entered the United States at twelve years old as a minor with his older sibling, through the Canadian border.

In 2012 Mr. Bayne was arrested by immigration and customs enforcement for illegal entry. Mr. Bayne was subsequently granted cancellation of removal due to hardship to his mother. At that time Mr. Bayne was in detention for over ten months and was released upon the relief granted.

Mr. Baynes has also been married to a United States citizen for two and a half years. His wife filed an I-130 for her husband and they were having their interview when I.C.E. arrested Mr. Bayne on July 30th 2025, which violated the due process of his application and violated the administrative procedural act.

When an applicant has taken all necessary steps for an application and is prevented from completing the process due to agency errors

The failure of the agency to act must not result in forfeiture of the applicant's rights.

See *Beatriz Jose Dragon V. INS*, 748 F.2d 1304 (9th Cir 1984); *Yue V. Brown* 36 F. Supp 2d 922 D.N.M. 1999)

Mr Bayne received Form I 797C, notice of action on his I 485 application for Registration for Permanent Residency or adjustment of status. During the interview I.C.E. intervened removing Mr. Bayne from the process.

Discussion

On June thirty 2025 Mr Bayne was scheduled for an interview with U.S.C.I.S in new york. At the time of his interview immigration and customs enforcement invaded the interview taking Mr. Bayne into custody retarding the process of his I 485 to receive his green card. Since then Mr. Bayne has been held in I.C.E custody. If not for the interference Mr. Bayne would be a lawful permanent resident. I.C.E violated Mr. Bayne's due process. SEE: *Cyue V. Brown* (1999) If detention is caused by government errors or misconduct, habeas corpus can challenge that

detention. In this case the invasion of the interview for a green card does qualify as misconduct as it purposefully stopped the process violating the administrative procedural act.

Mr. Bayne has been held for over three months for no valid reason. He was granted cancellation of removal and has an application for L.P.R pending. SEE *Zadvydas v. Davis* (2001)

The ambush at the interview as a shock to both Mr. Bayne and his wife and it violated Mr. Bayne's due process and liberty. SEE *Kwock Janfat v. White* (1920) where it states that you have the right to a fair hearing and proper notice before the government takes away your liberty.

Mr. Bayne has the right to complete his application process and the right to a bond because he is not a threat to the community nor is he a flight risk. Being held far away from his family is wrong and the court hold jurisdiction. SEE: *Jennings v. Rodriguez* (2018) Delay or remote detention can block meaningful review and harm due process.

Conclusion

Mr Bayne is being held unjustly faraway from home and family. He has a I-485 pending with U.S. C.I.S which would have reached completion if not for the interventice of I.C.E during the interview. The attack on due process and long detenti seems to be the norm in violation of the united states consitution.

We are merely asking the honorable Court to release Mr. Bayne and permit him to complete the processing of his I-485 application for his green card. His Detention is unjust and drawn out. Mr. Bayne needs the court to free him and allow him and his wife a fair chance at acquiring his permanent residency.

Request to proceed in forma pauperis

Now come Kimon Bayne on this 30th day of October 2025 requesting to proceed in forma pauperis, as a detained person with no way to pay the court fee. I am asking the honorable court to permit Mr. Bayne to proceed in forma pauperis.

Now comes Kimon Bayne on this
29th day of October 2025 swearing
to the aforementioned as true and
correct under the penalty of perjury

Sign Jh. Bayne

Date 10-29-25

THIS NOTICE DOES NOT GRANT ANY IMMIGRATION STATUS OR BENEFIT.

REQUEST FOR APPLICANT TO APPEAR FOR INITIAL INTERVIEW		Notice Date June 18, 2025
Case Type FORM I-485, APPLICATION TO REGISTER PERMANENT RESIDENCE OR ADJUST STATUS		
Receipt Number 	Received Date November 03, 2023	Page 1 of 2
KIMON BAYNE 		A Number  Receipt Number 
<i>Failure to appear for the scheduled appointment without prior notification and without good cause may result in the denial of your application. (8 CFR 103.2) You are notified to appear before a USCIS officer regarding the application identified above at the date, time, and place indicated above. Waiting room capacity is limited. Please do not arrive any earlier than 30 minutes before your scheduled appointment time. The proceeding can take about two hours. If you cannot keep this appointment, call the U.S. Citizenship and Immigration Services (USCIS) Contact Center at 1-800-375-5283 (TTY 1-800-767-1833) as soon as possible to reschedule your appointment.</i> Who should come with you: - If your eligibility is based on your marriage, your husband or wife must come with you to the interview. - If you do not speak English fluently, you should bring an interpreter. - Your attorney or authorized representative may come with you to the interview. - If your eligibility is based on a parent/son or daughter relationship and the son or daughter is a minor, the petitioning parent and the son or daughter must appear for the interview. YOU MUST BRING THE FOLLOWING ITEMS WITH YOU: (Please use as a checklist to prepare for your interview) - This Interview Notice and your Government issued photo identification. - If required, a completed Form I-693, Report of Medical Examination and Vaccination Record, and/or vaccination supplement in a sealed envelope (unless already submitted). Please see the Form I-693 Instructions for guidance on whether you need a complete medical examination, an updated vaccine supplement only, or neither. - If required, a completed Form I-864, Affidavit(s) of Support, with all required evidence (unless already submitted). Please see the Form I-864 Instructions for guidance on whether you need a Form I-864. Required evidence for each of your sponsors includes, but is not limited to, the following: - Federal Income Tax returns and W-2's, or certified IRS printouts, for the most recent tax year. - Letters from each current employer, verifying current rate of pay and average weekly hours, and pay stubs for the past 2 months. - Evidence of your sponsor's and/or co-sponsor's United States Citizenship or Lawful Permanent Resident status. - All documentation establishing your eligibility for Lawful Permanent Resident status. This includes, but is not limited to, proof of status as an asylee, refugee, or a fiancé(e) nonimmigrant. - Any immigration-related documentation ever issued to you, including any Form I-766, Employment Authorization Document (EAD), Form I-512, Authorization for Advance Parole, and Form I-571, Refugee Travel Document. - All travel documents used to enter the United States, including Passports, Form I-512, Authorization for Advance Parole, Form I-571 Refugee Travel Document, and Form I-94, Arrival/Departure Record. - Your Birth Certificate. - If your Form I-485 is based on a petition filed by a family member, your petitioner's Birth Certificate and your petitioner's evidence of United States Citizenship or Lawful Permanent Resident Status. - If you have children, bring a Birth Certificate for each of them. - If your eligibility is based on your marriage, in addition to your husband or wife coming to the interview with you, bring: - A certified copy of your Marriage Document issued by the appropriate civil authority. - Your husband or wife's Birth Certificate. - Your husband or wife's evidence of United States Citizenship or Lawful Permanent Resident status. - If either you or your husband or wife were ever married before, all divorce decrees/death certificates for each prior marriage. - Birth Certificates for all children of this marriage and custody papers for your children and for your husband or wife's children not living with you. - Supporting evidence of your relationship, such as copies of any documentation regarding joint assets or liabilities you and your husband or wife may have together. This may include: tax returns, bank statements, insurance documents (car, life, health), property documents (car,		
PLEASE COME TO: U.S. Citizenship and Immigration Services USCIS QUEENS FIELD OFFICE FALCH BUILDING 300 47TH AVENUE, 5TH FLOOR, ROOM 500 LONG ISLAND CITY, NY 11101		ON: Wednesday, July 30, 2025 AT: 07:45AM

LB

Labrea J. Bayne

[View profile \(/account/applicant/profile\)](#) Reporting a technical issue with your online account

If you are experiencing technical difficulties with your online account, send us a message using the [Request for Account Help form \(https://my.uscis.gov/account/v1/needhelp\)](#). Select "a technical issue in my online account" from the dropdown. Be sure to include all requested information.

Your Cases

I-130, Petition for Alien Relative

Submitted on November 3, 2023

Receipt # [Case Status](#)[myProgress](#)[Case History](#)[Documents](#)

June 18, 2025

Interview Was Scheduled

On June 18, 2025, we scheduled an interview for your Form I-130, Petition for Alien Relative, Receipt Number . We will mail you an interview notice. Please follow any instructions in the notice. If you move, go to www.uscis.gov/addresschange (<https://www.uscis.gov/addresschange>) to give us your new mailing address.

Current as of today at 8:47 a.m.

10/20/25, 8:48 AM

USCIS Account - Home Page

LB

Labrea J. Bayne

[View profile \(/account/applicant/profile\)](/account/applicant/profile) Reporting a technical issue with your online account

If you are experiencing technical difficulties with your online account, send us a message using the [Request for Account Help form \(https://my.uscis.gov/account/v1/needhelp\)](#). Select "a technical issue in my online account" from the dropdown. Be sure to include all requested information.

Your Cases

I-130, Petition for Alien Relative

Submitted on November 3, 2023

Receipt #



Case Status

myProgress

Case History

Documents

 We updated how we display information about case estimates on the myProgress tab. Estimated time until your case decision: 

Your case is taking longer than we previously estimated, but it is within normal processing times.

Visit our [Case Processing Times](https://cgov.uscis.gov/processing-times/) page for more information. (<https://cgov.uscis.gov/processing-times/>)

 In some cases, a biometrics appointment and/or an interview will not be necessary. For more information regarding biometrics, visit the [USCIS biometrics page \(https://www.uscis.gov/policy-manual/volume-1-part-c-chapter-2\)](https://www.uscis.gov/policy-manual/volume-1-part-c-chapter-2).

Step 1 of 2 (completed):
Case received



Step 2 of 2 (current step):
Case decision

Current as of today at 8:47 a.m. EDT

10/20/25, 8:48 AM

USCIS Account - Home Page

LB

Labrea J. Bayne

[View profile \(/account/applicant/profile\)](#)

Reporting a technical issue with your online account

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Your Cases

I-130, Petition for Alien Relative

Submitted on November 3, 2023

Receipt #



Case Status

myProgress

Case History

Documents

Case history

Status

Date

Interview Was Scheduled

June 18, 2025

We received your Form I-130, Petition for Alien Relative, and sent you a receipt notice.

November 3, 2023

10/20/25, 8:50 AM

Immigration Court Hearing Search

 An official website of the United States government [Here's how you know](#)



ICE Portal

[Home](#) [Find My Court Details](#)

Immigration Court Hearing Details

Information regarding this A-number is unavailable. Please try again later.

If you need more details or see any issues or errors with the information provided, please contact [EOIR's Automated Case Information System](#) at [1-800-898-7180](tel:1-800-898-7180).



U.S. Immigration
and Customs
Enforcement



ICE Contact Center

Detention Reporting and Information: 1-888-351-4024

Victims Engagement and Services: 1-888-383-1465

10/20/25, 8:49 AM

Automated Case Information

 As an unclassified document, this document is available to the public.



ROFL Automated Case Information

Court Closures Today October 20, 2025

Please check <https://www.justice.gov/eoir-operational-status> for up to date closures.

[Home](#) > BAYNE, KIMON



Automated Case Information

Name: BAYNE, KIMON | A-Number:



Next Hearing Information

There are no future hearings for this case.



Court Decision and Motion Information

This case is pending.



BIA Case Information

No appeal was received for this case.



Court Contact Information

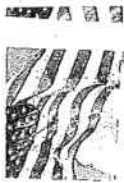
If you require further information regarding your case, or wish to file additional documents, please contact the immigration court.

COURT ADDRESS

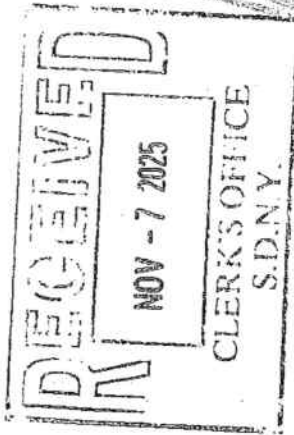
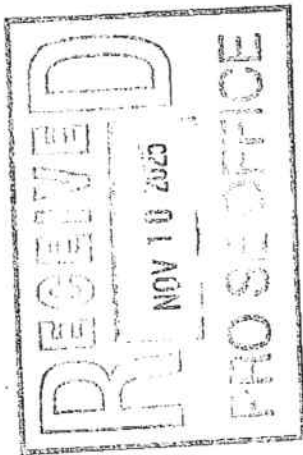
26 FEDERAL PLZ 12TH FL RM 1237
NEW YORK, NY 10278

PHONE NUMBER

(212) 602-6500



A#
win correctional center
560 Gum Springs Road
winfield L.A 71483



PRO SE

United States district court
Southern district of new York
U.S court house
500 pearl street.
New York N.Y 10007

Legal Mail

Legal Mail