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**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

DIAS, Cliff

Petitioner,

§

Case No. _____

Agency Number 

v.

**PETITION FOR WRIT OF HABEAS
CORPUS**

Bret BRADFORD, Houston Field §
Office Director for U.S. Immigration §
and Customs Enforcement and Removal, §
Operations (ERO) Joe M. SMITH, Warden, §
Joe Corley Processing Center §
Krisit NOEM, Secretary, United States §
Department of Homeland Security and §
Pamela BONDI, United States Attorney §
General

Respondents.

INTRODUCTION

1. This is a petition for a writ of habeas corpus filed on behalf on Cliff Dias seeking relief to remedy his unlawful detention. Mr. Dias has been in custody at Joe Corley Processing Center since October 19, 2025.

2. On November 4, 2025, Mr. Dias was scheduled for in Custody Redetermination Proceedings and Immigration Judge, Nicholas B. Lucic, granted Mr. Dias to be released from custody with bond amount of \$13,000.00 and both parties waived the appeal.

3. On November 5, 2025, bond payment request was made online but was informed that there are no matching or no releasable alien for this bond payment request *See*, Exhibit A.

4. Again, on November 6, 2025, another bond payment request was made online but was informed that there are no matching or no releasable alien for this bond payment request *See*, Exhibit B.

5. On November 7, 2025, third attempt of bond payment request was made online but was informed that there are no matching or no releasable alien for this bond payment request *See*, Exhibit C.

6. On November 7, an emailed was sent to the U.S. Immigration and Customs Enforcement Department of Homeland Security at jcpicerequestice@ice.dhs.gov explaining about the repeatedly of our office trying to make bond payment request and requesting to update their records with alien's correct information of alien's correct name and alien number *See*, Exhibit D but so far, no response has been made by ICE/DHS.

7. On November 7, after searching online, an email was sent to the U.S. Immigration and Customs Enforcement Department of Homeland Security at Houston.Outreach@ice.dhs.gov explaining about the repeatedly trying to make bond payment request and requesting USICE/DHS to update their records with alien's correct information with alien's correct name and alien number *See*, Exhibit E but so far, no response has been made by ICE/DHS.

8. The undersigned counsel also spoke to Duty Attorney of OPLA Houston on November 7, 2025, explaining all the efforts made in order to make bond payment request, and was advised to call Joe Corley Processing Center for an update at (936) 520-5000, and was advised that they have the correct alien's name as Cliff Dias and correct alien number   and they cannot help in this matter.

9. On November 10, 2025, fourth attempt of bond payment request was made online but was again informed that there are no matching or no releasable alien for this bond payment request *See*, Exhibit F.

10. Finally, last attempt was made on November 12, 2025 of bond payment request online but again was informed that there are no matching or no releasable alien for this bond payment request *See*, Exhibit G.

CUSTODY

11. Mr. Dias is in the physical custody of Respondent Bret Bradford, Field Office Director for U.S. Immigration and Customs Enforcement (USICE), and Removal Operations (ERO), and Respondent Joe M. Smith, Warden of the Joe Corley Processing Center in Conroe, Texas. At the time of the filing of this petition, Petitioner is detained at the Joe Corley Processing Center which contracts with the DHS to detain aliens such as

Petitioner. Mr. Dias is under the direct control of Respondents and their agents.

JURISDICTION

12. This action arises under the Constitution of the United States, the Immigration and Nationality Act ("INA"), 8 U.S.C. § 1101 et. seq., as amended by the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 ("IIRIRA"), Pub. L. No. 104-208, 110 Stat. 1570. This Court has jurisdiction under 28 U.S.C. 2241, art. I, § 9, cl. 2 of the United States Constitution ("Suspension Clause") and 29 U.S.C. § 1331, as Petitioner is presently in custody under color of authority of the United States and such custody is in violation of the U.S. Constitution, laws, or treaties of the United States. This Court may grant relief pursuant to 28 U.S.C. § 2241, and the All-Writs Act, 28 U.S.C. § 1651.

VENUE

13. Venue lies in the United States District Court of the Southern District of Texas, the judicial district in which Respondents, Bret Bradford, and Joe M. Smith, Warden resides and where Petitioner is detained. 28 U.S.C. § 1391(e).

PARTIES

14. Petitioner Cliff Dias is a national and citizen of India. He is detained by Respondents pursuant to 8 U.S.C. § 1231, which permits the DHS to detain aliens, such as Petitioner, under Section 237 (a) (1) (B) of the Immigration and Nationality Act, as amended, in that after admission as a nonimmigrant under Section 101 (a) (15) of the Act, Petitioner Cliff Dias remained in the United States for a time longer than permitted, in violation of this Act or any other law of the United States.

15. Respondent Bret Bradford is the Field Office Director for USICE, and Removal

Operations (ERO) of Houston. Respondent Bradford is a custodial official acting within the boundaries of the judicial district of the United States Court for the Southern District of Texas, Houston, Division. Pursuant to Respondent Bradford's orders, Petitioner remains detained. He is sued in his official capacity.

16. Respondent Joe M. Smith is the warden of the Joe Corley Processing Center facility in Conroe, Texas. He is Petitioner's immediate custodian and resides in the judicial district of the United States Court for the Southern District of Texas, Houston Division. He is sued in his official capacity.

17. Respondent Kristi Noem is the Secretary of the Department of Homeland Security (DHS). She is responsible for the implementation and enforcement of the Immigration and Nationality Act (INA), and oversees ICE, which is responsible for Petitioner's detention. Ms. Noem has ultimate custodial authority over Petitioner and is sued in her official capacity.

18. Respondent Pamela Bondi is the Attorney General of the United States, and as such has authority over the Department of Justice. She is sued in her official capacity.

EXHAUSION OF ADMINISTRATIVE REMEDIES

19. Mr. Dias has exhausted his administrative remedies to the extent required by law.

20. Mr. Dias's only remedy is by way of this judicial action.

STATEMENT OF FACTS

21. Petitioner Cliff Dias is a national and citizen of India and he entered in the United States on or about November 17, 2017 on C 1 status.

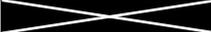
22. Petitioner Cliff Dias's Affirmative Asylum Application was filed on April 25, 2022 with Houston Asylum Office with receipt number  See,

Exhibit H.

23. Petitioner Dias also has pending application with Form I-360, Petition for Amerasian, Widow(er), or Special Immigration, and Form I-485, Application to Register Permanent Residence or Adjust Status based on VAWA self-petitioner *See*, Exhibit I.

24. On or about October 19, 2025, Respondent Bradford and his agents arrested Mr. Dias.

25. On November 4, 2025, Mr. Dias was scheduled for in Custody Redetermination Proceedings and Immigration Judge, Nicholas B. Lucic, granted Mr. Dias to be released from custody with bond amount of \$13,000.00 and both parties waived the appeal.

26. Due to U.S. Immigration and Customs Enforcement and Department of Homeland Security errors in their system for not putting correct alien's name and alien number which is why we cannot process Mr. Cliff Dias's bond release which Immigration Judge has ordered to release him on bond on November 5, 2025.

CLAIMS FOR RELIEF

**COUNT ONE
CONSTITUTIONAL CLAIM**

20. Petitioner alleges and incorporates by reference paragraphs 1 through 19 above.

21. Petitioner's detention violates his right to substantive and procedural due process guaranteed by the Fifth Amendment to the U.S. Constitution.

**COUNT TWO
STATUTORY CLAIM**

22. Petitioner alleges and incorporates by reference paragraphs 1 through 19 above.

23. Petitioner's continued detention violates the Immigration and Nationality Act and the

U.S. Constitution.

COUNT THREE

24. If he prevails, Petitioner requests attorney's fees and costs under the Equal Access to Justice Act ("EAJA"), as amended, 28 U.S.C. § 2412.

PRAYER FOR RELIEF

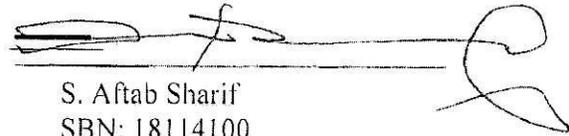
WHEREFORE, Petitioner prays that this Court grant the following relief:

1. Assume jurisdiction over this matter;
2. Order Respondents immediately to look into this matter by correcting in their entire system with Mr. Dias's correct name and correct alien number;
3. Issue an order to Respondents to show cause why the writ should not be granted within 3 days;
4. Issue a writ of habeas corpus ordering Respondent to release Mr. Dias on his own recognizance or under parole, a low bond, or reasonable conditions of supervision show;
5. Issue an order prohibiting the Respondent from transferring Petitioner from this district without the court's approval;
6. Award Petitioner reasonable costs and attorney's fees; and
7. Grant any other relief which this Court deems just and proper.

Dated: November 13, 2025

Respectfully submitted,

SHARIF & ASSOCIATES, P.C.

A handwritten signature in black ink, appearing to read 'S. Aftab Sharif', is written over a horizontal line. The signature is stylized and extends to the right of the line.

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Email: aftab@ashariflaw.com

Attorney for Petitioner

<u>ATTACHMENTS</u>		PAGES
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Tab I	Copy of receipt of petitioner's pending application of Form I-360, Petition for Amerasian, Widow(er), or Special Immigrant and Form I-485, Application to Register Permanent Residence or Adjust Status	9-10



Bond Payment Request

Review your progress and comments below. Current Status: *No Matching Aliens*

Your Progress

-  You created this bond payment request. (11/5/2025)

Your Current Status

-  There are no matching or no releasable aliens for this bond payment request. If you need further assistance with your bond payment request, please contact your **local field office**.
(Status Date: 11/5/2025)

Comments

Send comments to ICE regarding this bond payment request

New comments cannot be added at this time. The current status of this bond payment request does not allow for new comments.

Alien: DIAS, CLIFF

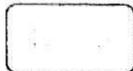
A-Number: 

Withdrawal window is closed.

ICE Forms

I-352A IRS Withholding Notice 

I-333 Obligor Change of Address 





ICE CAPTOPDS

Bond Payment Request

Review your progress and comments below. Current Status: *No Matching Aliens*

Your Progress

-  You created this bond payment request. (11/6/2025)

Your Current Status

-  There are no matching or no releasable aliens for this bond payment request. If you need further assistance with your bond payment request, please contact your **local field office**.
(Status Date: 11/6/2025)

Comments

Send comments to ICE regarding this bond payment request

New comments cannot be added at this time. The current status of this bond payment request does not allow for new comments.

Alien: DIAS, CLIFF

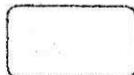
A-Number: 

Withdrawal window is closed.

ICE Forms

I-352A IRS Withholding Notice 

I-333 Obligor Change of Address 





Bond Payment Request

Review your progress and comments below. Current Status: *No Matching Aliens*

Your Progress

-  You created this bond payment request. (11/7/2025)

Your Current Status

-  There are no matching or no releasable aliens for this bond payment request. If you need further assistance with your bond payment request, please contact your **local field office**.
(Status Date: 11/7/2025)

Comments

Send comments to ICE regarding this bond payment request

New comments cannot be added at this time. The current status of this bond payment request does not allow for new comments.

Alien: DIAS, CLIFF

A-Number: 

Withdrawal window is closed.

ICE Forms

I-352A IRS Withholding Notice 

I-333 Obligor Change of Address 



Aftab Sharif

From: Aftab Sharif
Sent: Friday, November 7, 2025 11:21 AM
To: jcpcicerequestice@ice.dhs.gov
Subject: Re: DIAS, CLIFF ([REDACTED])
Attachments: IJ Order for Bond.pdf; EOIR-28.pdf

Good morning,

Please find the attached form EOIR-28 and order for Immigration Judge for the above referenced client, Cliff Dias.

Please be advised that according to the Immigration Judge's order, Mr. Diaz must be released once bond payment has been made, but when our office tried to request for bond paperwork for our office to post the bond, the system repeatedly shows: ***There are no matching or no releasable aliens for this bond payment request.***

Please updated us with the alien's correct information which is in your system with correct alien's name and alien number. Once provided, our office can submit the request.

If you have any questions, please do not hesitate to contact our office.

Regards,



Asma Saifi

Legal Assistant

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Aftab Sharif

From: Aftab Sharif
Sent: Friday, November 7, 2025 3:23 PM
To: 'Houston.Outreach@ice.dhs.gov'
Subject: Re: DIAS, CLIFF ([REDACTED])
Attachments: IJ Order for Bond.pdf; EOIR-28.pdf

Good afternoon,

Please find the attached form EOIR-28 and order for Immigration Judge for the above referenced client, Cliff Dias.

Please be advised that according to the Immigration Judge's order, Mr. Dias must be released once bond payment has been made, but when our office tried to request for bond paperwork for our office to post the bond, the system repeatedly shows: ***There are no matching or no releasable aliens for this bond payment request.***

Please updated us with the alien's correct information which is in your system with correct alien's name and alien number. Once provided, our office can submit the request.

If you have any questions, please do not hesitate to contact our office.



Asma Saifi

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ICE ONLINE

Bond Payment Request

Review your progress and comments below. Current Status: *No Matching Aliens*

Your Progress

-  You created this bond payment request. (11/10/2025)

Your Current Status

-  There are no matching or no releasable aliens for this bond payment request. If you need further assistance with your bond payment request, please contact your **local field office**.
(Status Date: 11/10/2025)

Comments

Send comments to ICE regarding this bond payment request

New comments cannot be added at this time. The current status of this bond payment request does not allow for new comments.

Alien: DIAS, CLIFF

A-Number: 

Withdrawal window is closed.

ICE Forms

I-352A IRS Withholding Notice 

I-333 Obligor Change of Address 





ICE ONLINE

Bond Payment Request

Review your progress and comments below. Current Status: *No Matching Aliens*

Your Progress

-  You created this bond payment request. (11/12/2025)

Your Current Status

-  There are no matching or no releasable aliens for this bond payment request. If you need further assistance with your bond payment request, please contact your **local field office**.
(Status Date: 11/12/2025)

Comments

Send comments to ICE regarding this bond payment request

New comments cannot be added at this time. The current status of this bond payment request does not allow for new comments.

Alien: Dias, Cliff

A-Number: 

Withdrawal window is closed.

ICE Forms

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