


JUDGE KATHLEEN CARDONE

PETITION FOR WRIT OF HABEAS CORPUS

(Pursuant to 28 U.S.C. § 2241)

FILED
NOV 14 2025
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY 
DEPUTY CLERK

PETITIONER:

LUIS ERNESTO ARAUJO MOLINA

A-Number: A 

Nationality: **Venezuelan**

Currently Detained at: **El Paso Service Processing Center (Montana Ave., El Paso, TX)**

EP 25 CV 0551

SUBMITTED BY:

Yessica Molina Hernández, sister and representative

TO THE HONORABLE JUDGE OF THE UNITED STATES DISTRICT COURT:

This petition is respectfully submitted on behalf of **Mr. Luis Ernesto Araujo Molina**, currently detained under the custody of the **Department of Homeland Security (DHS)** and **Immigration and Customs Enforcement (ICE)**.

Mr. Araujo Molina has been **denied medical care, communication access, and due process hearings** since his detention began. These actions constitute violations of the **Fifth and Eighth Amendments** to the United States Constitution.

I. BACKGROUND

1. The petitioner was **arrested on October 15, 2025**, and transferred to the **El Paso Processing Center, Montana Ave., Texas**.
2. He had a **final order of deportation issued in 2024**.
3. Over the weekend following his arrest, he was **placed on a deportation flight to Venezuela**, but was **removed from the aircraft before takeoff**, even though his belongings were sent to Venezuela.

4. A **witness confirms** that ICE officers were calling his name as the plane was preparing for departure.
5. He was subsequently **returned to detention** without explanation.
6. Since then, he **has not appeared before any immigration court or judge**, and **his PIN has not been activated**, leaving him unable to make calls or purchase food and essentials.
7. He is a **diabetic patient**, denied his **Metformin 500mg medication** since the day of transfer, which endangers his life.

II. LEGAL BASIS

1. This Court has jurisdiction under **28 U.S.C. § 2241** to hear habeas corpus petitions filed by persons detained under U.S. authority.
2. The **Eighth Amendment** prohibits deliberate indifference to serious medical needs (*Estelle v. Gamble*, 429 U.S. 97 (1976)).
3. The **Fifth Amendment's Due Process Clause** protects non-citizens from arbitrary detention and guarantees humane treatment.
 4. ICE's failure to provide medical care and communication violates its own detention standards and federal regulations under **8 C.F.R. § 241.4**.

III. REQUEST FOR RELIEF

The petitioner respectfully requests that this Honorable Court:

1. **Issue a Writ of Habeas Corpus** requiring ICE to explain the continued detention of Mr. Araujo Molina.
2. **Order immediate medical treatment** and ensure regular access to his diabetes medication.
3. **Investigate the irregular deportation attempt** and his subsequent return to custody.
4. **Restore his communication access (PIN activation)** and ensure due

process rights.

5. **Consider humanitarian release or parole** in light of the risk to his health and the unlawful detention conditions.

IV. CONCLUSION

The continued detention of **Mr. Luis Ernesto Araujo Molina**, a diabetic patient denied medical care and communication access, constitutes a **violation of constitutional, statutory, and humanitarian protections.**

Immediate judicial action is required to safeguard his life, health, and basic rights.

Respectfully submitted,

Yessica Molina Hernández

Sister and Representative of the Detainee



yessicaeeuu969@gmail.com

Date: November 12, 2025

Signature:

A handwritten signature in black ink, appearing to read 'Yessica Molina Hernández'.

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JUDGE KATHLEEN CARDONE

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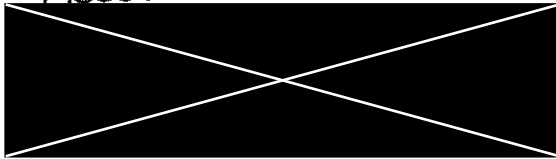
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