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ANGELA E. NOBLE
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S. D. OF FLA. - FT. LAUD.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF FLORIDA

Petitioner: Farzad Soudbakhsh, U.S. citizen sponsor and nephew

On behalf of: Karim Soudbakhsh (A# [REDACTED])

Respondents: U.S. Immigration and Customs Enforcement (ICE), Field Office Director, GEO Group, and any custodian responsible for detention

Case No.: _____

PETITION FOR WRIT OF HABEAS CORPUS UNDER 28 U.S.C. § 2241

I. PARTIES

- Petitioner: Farzad Soudbakhsh, U.S. citizen, sponsor, and nephew of detainee.
- Detainee: Karim Soudbakhsh, citizen of Iran, currently held at Broward Transitional Center (BTC), Pompano Beach, Florida.
- Respondents: ICE Field Office Director, GEO Group (contract operator), and any custodian responsible for detention.

II. JURISDICTION AND VENUE

This Court has jurisdiction under 28 U.S.C. § 2241 and Article I, Section 9, Clause 2 of the U.S. Constitution. Venue is proper because Mr. Soudbakhsh is detained at Broward Transitional Center, located within this District.

III. FACTUAL BACKGROUND

1. Mr. Soudbakhsh lawfully entered the United States on a B-1/B-2 visa on March 20, 1993, and has resided continuously since. (Exhibit A)
2. On July 10, 2002, the Board of Immigration Appeals granted him Withholding of Removal to Iran, based on credible findings of past persecution and torture. (Exhibit B)
3. He has no criminal history, as confirmed by his valid Florida Security Officer License. (Exhibit C)
4. He suffers from multiple chronic medical conditions, including osteoarthritis, asthma, diabetes, and hyperlipidemia, requiring hospitalization and ongoing care. (Exhibit D)
5. ICE has issued no notice of visa cancellation or removal proceedings since January 2025. (Exhibit E)
6. He is supported by a U.S. citizen sponsor and strong community ties. (Exhibit F)
7. He has consistently complied with ICE reporting requirements and maintained valid employment authorization. (Exhibit G)
8. Country conditions in Iran remain dangerous for dissidents, with widespread repression, executions, and persecution of minorities. (Exhibit H)

10. He holds a bachelor's degree in mechanical engineering from the University of Miami, demonstrating education and integration. (Exhibit J)

12. He has filed taxes and contributed to Social Security, further evidencing his long-standing presence and responsibility. (Exhibit K)

IV. LEGAL CLAIMS

A. DHS Lacks Statutory Authority to Detain Mr. Soubakhsh

The Immigration and Nationality Act authorizes detention only in limited circumstances, such as pending removal proceedings or following a final removal order. Mr. Soubakhsh has already been granted Withholding of Removal, which bars removal to Iran, and he holds valid employment authorization. DHS has not initiated new removal proceedings, nor has it identified any lawful basis for detention. His detention is therefore ultra vires — **beyond DHS's statutory authority — and unlawful from the outset.**

B. Violation of *Zadvydas v. Davis*, 533 U.S. 678 (2001)

Even if DHS had authority to detain, *Zadvydas* prohibits indefinite detention when removal is not reasonably foreseeable. Mr. Soubakhsh cannot be removed to Iran due to withholding of removal, and no third country has agreed to accept him. His continued detention therefore violates the statutory and constitutional limits established in *Zadvydas*.

C. Violation of Due Process (Fifth Amendment)

Detaining a lawfully present individual without notice, hearing, or statutory authority violates the Fifth Amendment's guarantee of liberty and procedural fairness. Mr. Soubakhsh has deep community ties, no criminal record, and serious medical conditions that make detention especially harmful. Continued detention under these circumstances constitutes arbitrary government action.

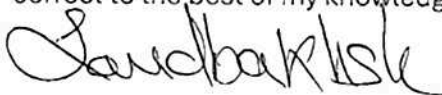
V. PRAYER FOR RELIEF

Petitioner respectfully requests that this Court:

1. Grant the writ of habeas corpus and order Mr. Soubakhsh's immediate release from custody;
2. Declare that DHS lacks statutory authority to detain Mr. Soubakhsh absent new removal proceedings;
3. Enjoin ICE from further unlawful detention absent a lawful basis for removal;
4. Grant any other relief deemed just and proper.

VI. Verification

I, Farzad Soubakhsh, declared under penalty of perjury that the foregoing is true and correct to the best of my knowledge.




Farzad Soubakhsh

Date 11/24/25

Certificate of Service

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Farzad Soubbakhsh, Petitioner,
on behalf of Karim Soubbakhsh (A# )
U.S. Immigration and Customs Enforcement (ICE), et al., Respondents.

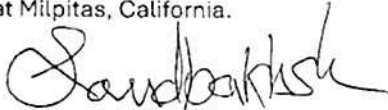
Case No.: _____

CERTIFICATE OF SERVICE

I, Farzad Soubbakhsh, certify that on [date], I served a true and correct copy of the Petition for Writ of Habeas Corpus, including all exhibits, by certified mail, return receipt requested, upon the following respondents:

- U.S. Attorney, Southern District of Florida (Civil Process Clerk)
United States Attorney's Office
Southern District of Florida
99 N.E. 4th Street
Miami, FL 33132
- Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001
- ICE Field Office Director (Miami)
Garrett J. Ripa, Field Office Director
U.S. Immigration and Customs Enforcement (ICE)
Enforcement and Removal Operations – Miami Field Office
865 SW 78th Avenue, Suite 101
Plantation, FL 33324
- GEO Group / Broward Transitional Center Warden
Broward Transitional Center
3900 North Powerline Road
Deerfield Beach, FL 33073

Executed on this 23 day of Nov, 2025
at Milpitas, California.



Farzad Soubbakhsh
Petitioner and U.S. Citizen Sponsor

Date 11/24/25