

**PETITION FOR WRIT OF HABEAS CORPUS**

**Under 28 U.S.C. § 2241**

I, **Antonia Pilay**, respectfully file this Petition for Writ of Habeas Corpus on behalf of my adult son, **Luis Adrián Álvarez Pilay**, acting as his lawful Next Friend, and state the following:

FILED BY \_\_\_\_\_ D.C.  
*Susan Shaw [Signature]*  
NOV 24 2025  
ANGELA E. NOBLE  
CLERK U.S. DIST. CT.  
S. D. OF FLA. - MIAMI

**I. JURISDICTION**

This Court has jurisdiction pursuant to **28 U.S.C. § 2241**, as the detainee is currently held under federal custody within the Southern District of Florida. His continued detention violates the **Due Process Clause of the Fifth Amendment**.

**II. PARTIES**

**A. Petitioner / Next Friend**

• Name: Antonia Pilay

[Redacted]

• Relationship: Mother

**B. Detainee / Real Party in Interest**

• Name: Luis Adrián Álvarez Pilay

• Date of Birth: [Redacted]

• Nationality: **Ecuadorian**

• A#: [Redacted]

• Case No.: [Redacted]

[Redacted]

• Current Location:

Detention facility identified by the detainee as **“Alligator Alcatraz”**.

The official name and address shall be confirmed by ICE upon Court order.

### C. Respondents

ICE, DHS, and the Warden/Director of the detention facility.

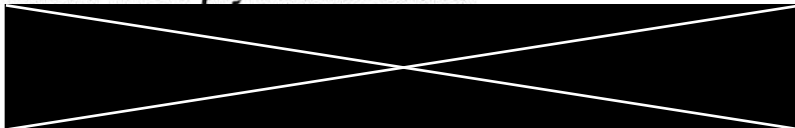
### III. NEXT FRIEND DECLARATION

I, **Antonia Pilay**, declare under penalty of perjury:

1. My son has **no access to pen, paper, phone, mail, or legal materials**, preventing him from filing this petition himself.
2. He suffers from **epilepsy**, requiring immediate neurological evaluation.
3. He has **severe myopia**, and without glasses he is at constant risk.
4. He suffers from **depression and anxiety**, worsened by detention.
5. He has not received his **medication or glasses**.
6. His physical and mental health are in **immediate danger**.
7. He has complied with immigration requirements and poses **no danger**.
8. As his mother, I am the proper and lawful Next Friend.

### IV. FACTS

1. The detainee was taken into ICE custody on **November 7, 2025**, due to an **administrative error** involving an ISAP-required photograph.
2. He suffers from **epilepsy**, and an **urgent MRI** was ordered by his medical provider.
3. He suffers from **severe myopia** and remains without glasses.
4. He suffers from **depression and anxiety**, with documented psychiatric history.
5. He is under psychiatric care at:



This facility holds his complete psychiatric file.

6. He has received no medication, no glasses, no medical evaluation, and no psychiatric care.

7. He has no access to legal communication methods.
8. His physical and mental health are rapidly deteriorating.
9. His detention is unnecessary, punitive, and unconstitutional.
10. Luis Adrián is **Ecuadorian**, and entered the U.S. on **April 1, 2024** seeking safety and medical stability.

## V. LEGAL CLAIMS

His continued detention violates:

- The **Fifth Amendment Due Process Clause**
- The prohibition on **punitive civil detention**
- ICE's obligation to provide medical and psychiatric care
- Principles of humane treatment in immigration custody

## VI. PRAYER FOR RELIEF

Petitioner respectfully requests that this Court:

1. Order the **immediate release** of Luis Adrián Álvarez Pilay;
2. Or, in the alternative, order his **release under supervision**;
3. Recognize Petitioner as his lawful **Next Friend**;
4. Require ICE to provide urgent neurological and psychiatric evaluation and treatment;
5. Grant any further relief deemed just and proper.

## VII. DECLARATION UNDER PENALTY OF PERJURY

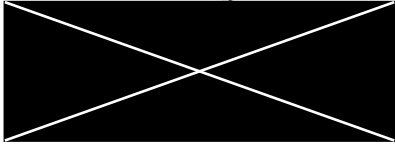
I declare under penalty of perjury that the foregoing is true and correct.

Signature: Antonia Pilay

**Antonia Pilay**

Date: 11/21/2025

**Antonia Pilay**



**Recipients:**

Alligator Alcatraz Detention Center  
U.S. Immigration and Customs Enforcement (ICE)

**Subject:** Humanitarian Request for Release of My Son  
**Luis Adrián Álvarez Pilay – A#** [REDACTED] **– Case No.**



Dear Officers,

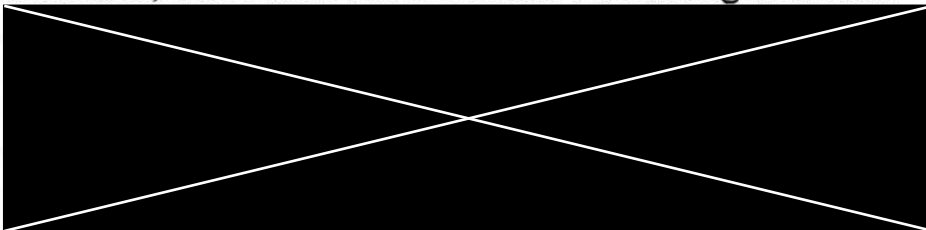
My name is **Antonia Pilay**, mother of **Luis Adrián Álvarez Pilay**, born on [REDACTED] who is currently being held at the Alligator Alcatraz Detention Center due to administrative issues related to his immigration case.

My son recently contacted me by **phone**, informing me that he is wearing an **identification wristband**, which includes the numbers [REDACTED] to identify him within the detention system. I want to ensure you have all the correct information to locate him and understand the seriousness of his situation.

I am writing to you with a mother's heart, filled with worry and fear for my son's life. He is suffering **physically and emotionally**, and his health is in **imminent danger**. What he is experiencing in detention is not just an inconvenience—it is a **real threat to his life and well-being**.

**Medical and Emotional Conditions**

Luis Adrián has suffered from **epilepsy** since early childhood, a condition that can be life-threatening if he does



He also suffers from **severe myopia (the highest recorded level)**. Without his glasses, he can barely see, making him extremely vulnerable inside the detention center and unable

to move safely.

Luis Adrián also struggles with **depression and anxiety**, conditions that have worsened due to confinement. He receives psychiatric care at [REDACTED]

I personally went to the **Miramar detention center**, where he was previously held, to deliver **his glasses and medication**, essential for his safety and health, which he never received. He is now **without his glasses and medication**, pleading for help that he does not receive. Every day he remains in these conditions is a **serious risk to his physical, emotional, and mental health**, and it breaks my heart that I cannot protect him in a place that is supposed to ensure his safety.

#### **Compliance, Character, and Aspirations**

Luis Adrián is an **honorable, diligent, and kind-hearted young man**. He has always been respectful, hardworking, and determined to succeed. His only goal in coming to this country was to **seek help and build a dignified future**, escaping the hardships and dangers he faced in his home country.

It is important to highlight that **his failure to submit the ISAP photograph on time was not due to negligence or disobedience**, but occurred because of **the medical and emotional challenges he faces**, including epilepsy, anxiety, and depression, which make completing tasks under pressure or in stressful situations extremely difficult. His inability to submit the photo on time **does not reflect his character or intentions**, but the real impact of his health conditions on his daily life.

He has always fulfilled his obligations, including paying taxes, and has maintained exemplary conduct. While participating in the **ISAP (Intensive Supervision Appearance Program)**, he attended his scheduled appointment on **Friday, November 7, 2025, between 9:00 and 10:00 a.m.** However, due to this **unintentional administrative error**, he was detained that same day, **without any intent to evade immigration procedures or cause harm**.

Luis Adrián entered the United States on **April 1, 2024**,

through **Patrol Sector H, Rio Grande Valley, Texas,**  
seeking only **protection, education, and the opportunity**  
**to grow in peace.**

**Humanitarian Request**

I implore you, with the desperation and love of a mother, to consider the **humanitarian release** of my son. **Luis Adrián poses no danger to the community**, and his detention is the result of an administrative error, without any criminal implications.

As his mother, I commit to receiving him in my home, caring for him with all my love, and ensuring he receives **continuous medical and psychological care**, including his glasses and medication. I also guarantee that he will comply with all immigration obligations while his case is pending.

Attached to this email are **medical reports and test orders** that demonstrate the urgency and severity of his condition. Every day he remains detained is **a day in which his health, emotional stability, and life are at risk**, and I fear deeply for his well-being.

I respectfully ask that you consider this case **with humanity, empathy, and justice**. Releasing Luis Adrián under supervision or bond would give him a real chance to recover, continue his treatment, study, and live with dignity while his immigration process continues.

I cannot stand by while my son suffers in conditions that could be prevented. **I plead with you to act with compassion and restore his opportunity to live and grow safely and with hope.**

With all respect, love, and hope, I deeply appreciate your time, attention, and understanding.

Sincerely,

Antonia Pilay

Mother of Luis Adrián Álvarez Pilay

