

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT
for the

United States Courts
Southern District of Texas
FILED

DEC 01 2025

Nathan Ochsner, Clerk of Court

AGBO, EDMUND MAWULIKPLIM
Petitioner

v.

Case No. _____
(Supplied by Clerk of Court)

I.C.E.

Respondent

(name of warden or authorized person having custody of petitioner)

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

Personal Information

1. (a) Your full name: AGBO, EDMUND MAWULIKPLIM
 (b) Other names you have used: N/A
2. Place of confinement:
 (a) Name of institution: JOE CORLEY PROCESSING CENTER
 (b) Address: 500 HILBIG ROAD, CONROE - TEXAS, 77031
- (c) Your identification number: A- [REDACTED]
3. Are you currently being held on orders by:
 Federal authorities State authorities Other - explain: _____
4. Are you currently:
 A pretrial detainee (waiting for trial on criminal charges)
 Serving a sentence (incarceration, parole, probation, etc.) after having been convicted of a crime
 If you are currently serving a sentence, provide:
 (a) Name and location of court that sentenced you: _____
 (b) Docket number of criminal case: _____
 (c) Date of sentencing: _____
- Being held on an immigration charge
 Other (explain): _____

Decision or Action You Are Challenging

5. What are you challenging in this petition:
 How your sentence is being carried out, calculated, or credited by prison or parole authorities (for example, revocation or calculation of good time credits)

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- Pretrial detention
- Immigration detention
- Detainer
- The validity of your conviction or sentence as imposed (for example, sentence beyond the statutory maximum or improperly calculated under the sentencing guidelines)
- Disciplinary proceedings
- Other (explain): N/A

6. Provide more information about the decision or action you are challenging:

(a) Name and location of the agency or court: CONROE IMMIGRATION COURT, ROOM # 3

(b) Docket number, case number, or opinion number: A-~~XXXXXXXXXX~~

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):

I am challenging my continuous DETENTION

(d) Date of the decision or action: 10/20/2025

Your Earlier Challenges of the Decision or Action

7. **First appeal**

Did you appeal the decision, file a grievance, or seek an administrative remedy?

Yes No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: I.C.E

(2) Date of filing: 11/17/2025

(3) Docket number, case number, or opinion number: ~~XXXXXXXXXX~~

(4) Result: Denied my grievance

(5) Date of result: 11/18/2025

(6) Issues raised: I.C.E raised the issue that I have two felony convictions and that the U.S is working to remove me as soon as possible, and that my deportation officer will follow up as needed

(b) If you answered "No," explain why you did not appeal: N/A

8. **Second appeal**

After the first appeal, did you file a second appeal to a higher authority, agency, or court?

Yes No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: I.C.E

(2) Date of filing: 11/18/2025

(3) Docket number, case number, or opinion number: 

(4) Result: Denied

(5) Date of result: 11/18/2025

(6) Issues raised: Reply to me was, "we do not discuss your case with you and argue the legality of it, you do not have a 1-601 filed, you do not have any appeals submitted."

(b) If you answered "No," explain why you did not file a second appeal: N/A

9. **Third appeal**

After the second appeal, did you file a third appeal to a higher authority, agency, or court?

Yes No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: I.C.E

(2) Date of filing: 11/19/2025

(3) Docket number, case number, or opinion number: 

(4) Result: Stated that my case has been sent to a Supervisor

(5) Date of result: 11/19/2025

(6) Issues raised: Still waiting to hear from a Supervisor

(b) If you answered "No," explain why you did not file a third appeal:

10. **Motion under 28 U.S.C. § 2255**

In this petition, are you challenging the validity of your conviction or sentence as imposed?

Yes No

If "Yes," answer the following:

(a) Have you already filed a motion under 28 U.S.C. § 2255 that challenged this conviction or sentence?

Yes No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

If "Yes," provide:

- (1) Name of court: N/A
- (2) Case number: _____
- (3) Date of filing: _____
- (4) Result: _____
- (5) Date of result: _____
- (6) Issues raised: _____

(b) Have you ever filed a motion in a United States Court of Appeals under 28 U.S.C. § 2244(b)(3)(A), seeking permission to file a second or successive Section 2255 motion to challenge this conviction or sentence?

Yes No

If "Yes," provide:

- (1) Name of court: N/A
- (2) Case number: _____
- (3) Date of filing: _____
- (4) Result: _____
- (5) Date of result: _____
- (6) Issues raised: _____

(c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: N/A

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

✓ Yes No

If "Yes," provide:

- (a) Date you were taken into immigration custody: 06/28/2025
- (b) Date of the removal or reinstatement order: 10/20/2025
- (c) Did you file an appeal with the Board of Immigration Appeals?

Yes No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

Grounds for Your Challenge in This Petition

13. State every ground (reason) that supports your claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground. Any legal arguments must be submitted in a separate memorandum.

GROUND ONE: I am eligible for provisional waivers to alien with final removal orders and thus, qualify to be released to allow me gather the requisite resources to successfully apply for the waivers.

(a) Supporting facts (Be brief. Do not cite cases or law.):

My eligibility is due to a pending I-130 application by my wife since 2023 in the form of a motion to reopen (I-290B) which was successfully filed on time

(b) Did you present Ground One in all appeals that were available to you?

Yes No

GROUND TWO: Error by the USCIS in the attached letter, where they mistakenly stated that my wife and I appeared before an immigration officer on November 9, 2022 which is NOT true. My wife and I never attended an interview with the USCIS on November 9, 2022.

(a) Supporting facts (Be brief. Do not cite cases or law.):

I strongly believe that, if the USCIS had not made such an error, an alternative relief would have been sorted in all these times that my wife's I-130 application has been pending.

(b) Did you present Ground Two in all appeals that were available to you?

Yes No

GROUND THREE: There is a long wait-time for processing the forms I-212, I-601 and I-601A provisional waivers as detailed in my Memorandum to the court.

(a) Supporting facts (Be brief. Do not cite cases or law.):

Continuous detention violates the constitution. My release allows for family reunification as promulgated by DHS in their 2013 rule

(b) Did you present Ground Three in all appeals that were available to you?

Yes No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

GROUND FOUR: In Texas, Deferred Adjudication is not a conviction and qualify to be granted waivers, most especially as they are NOT aggravated and no term of imprisonment was served.

(a) Supporting facts (Be brief. Do not cite cases or law.):

One becomes admissible upon the grant of waivers for Deferred Adjudication and most especially upon completion and dismissal of the charges.

(b) Did you present Ground Four in all appeals that were available to you?

Yes No

14. If there are any grounds that you did not present in all appeals that were available to you, explain why you did not: I neither raised the issue of not being served a notice about the change of my court date and ignored by the judge when I requested for more time to present my evidences, nor did I mention that I am a victim of violence because I am NOT challenging my removability.

Request for Relief

15. State exactly what you want the court to do: I want the court to order I.C.E/DHS to "STAY MY REMOVAL" and RELEASE me immediately. This will allow me to have access to requisite resources to file my provisional waivers. And I will be grateful if the court can order I.C.E/DHS/uscis to renew my expired work permit upon my RELEASE, please.

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Declaration Under Penalty Of Perjury

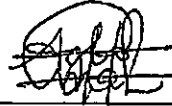
If you are incarcerated, on what date did you place this petition in the prison mail system:

November 25, 2025

I declare under penalty of perjury that I am the petitioner, I have read this petition or had it read to me, and the information in this petition is true and correct. I understand that a false statement of a material fact may serve as the basis for prosecution for perjury.

Date:


11-25-2025



Signature of Petitioner


Signature of Attorney or other authorized person, if any

11-24-2025

ID#: A- 

Name: AGBO, EDMUND MAWULIKPLIM

MEMORANDUM

I am the petitioner by name, AGBO EDMUND MAWULIKPLIM and date of birth is  I am a native and citizen of GHANA, West Africa. I was admitted by inspection into the United States on April 5, 2019 on a B1/B2 visa. I have masters degree in Petroleum Technology from Coventry University in the United Kingdom and an honors Certification in Software Development which I obtained while working with Amazon in Brookshire, Texas, through an Amazon career choice program. Transcript of masters and certification as obtained, have been attached.

I kindly ask the court for permission to proceed in forma pauperis due to my detention and inability to pay for the required filing fee. I have enclosed additional copy and kindly ask the court to file-stamp and return to me please.

I am a husband and a father to a 5-year old daughter and 13-year old step-daughter who are all U-S Citizens and I am a working taxpayer; evidence attached. As exhibited by the testimonial presented with this action and the academic credentials, I am a leader who aspires to continue making a positive difference in my community or social group that I find myself. I humbly petition this honorable court seeking to be released from detention

Adjudications are NOT convictions. 8 U.S.C.S 1227(c)(1)(E)(i) also emphatically states that, in order for an alien to be deportable, an action with respect to entry is required in the case of any Human Smuggling charge, which was not the case in my situation, since I only tried to help by giving a ride as a good Samaritan in Texas.

Finally, the government or DHS is required to establish deportability by a clear, unequivocal and convincing evidence that the facts alleged as grounds for deportation are true. [8 U.S.C.S 1229a(c)(3)(A)] As such, no decision on deportability shall be valid unless it is based upon reasonable, substantial, and probative evidence.

Considering the above issues raised, I kindly petition the court to grant my release from detention and I request injunctive relief to allow me to pursue provisional waivers so I can finally travel out of the country to apply for an immigrant visa and return back to America.

I do assert that my current detention constitutes a severe restraint on my individual liberty such that, being in custody is violation of the Constitution or laws of the United States [Article 1, section 9, clause 2 of the United States Constitution (the "Suspension Clause")

My arrest, detention and removal violate, and would violate, the Immigration and Nationality Act ("INA") the Administrative Procedure Act ("APA"), 5 U.S.C 701-

as well as the Constitution's due process guarantees. As a result in pursuant to the provisions of All Writs Act, 28 U.S.C. 1651, I petition this honorable court to order my immediate release from custody and request that the court "STAY MY REMOVAL" from the United States until I fully exhaust my right to seek waivers for provisional unlawful presence (I-601A), inadmissibility (I-601) and consent to reapply for admission (I-212).

My ordered removability renders me inadmissible for re-entry to the United States for a couple of years unless it is waived by the Secretary of Homeland Security's consent to reapply for admission, 8 U.S.C 1182 (a)(9)(A)(iii) but the waiver application process can take well over a year (78 Fed. Reg. 536-01, 536 (Jan. 3, 2013)). However, in 2013, DHS promulgated a rule "to allow certain immediate relatives of U.S. citizens who are physically present in the United States to request provisional unlawful presence waivers prior to departing from the United States for Consular processing of their immigrant visa applications." This rule was expressly promulgated to significantly reduce the time that U.S. citizens are separated from their relatives. Also, in 2016, DHS promulgated another rule extending eligibility for these provisional unlawful presence waivers to aliens with final removal orders. 81 Fed. Reg. 50244.

The process requires filing form I-130, which

my wife has filed already and is pending since 2023 till now. I therefore will expeditiously file form I-212, to request a waiver of inadmissibility and, pursuant to 8 C.F.R. 212.2(c), can be conditionally approved while I remain in the United States [78 Fed. Reg. 536-01 at 547-48], then I will file form I-601A, an application for a provisional unlawful presence waiver [8 C.F.R. 212.7(c)(4)(iv)]. Once it is approved, I will depart from the United States to obtain the immigrant visa, which executes the prior removal order [8 U.S.C. 1101 (g)].

Above is the provisional waiver process I seek to pursue, but I am denied the right to do so through my detention and imminent removal. Since the time to allow for my waivers is not "reasonably foreseeable", according to the INA, my continued detention is a violation, so I pray that this honorable court would favorably grant my petition and order for my immediate RELEASE, pending the completion of my provisional waiver process.

I kindly petition the court that, if possible, to order DHS/ICE/USCIS to RENEW my WORK PERMIT upon my RELEASE. This would enable me to legally get back to work so I can continue to provide for my family that is in a financially constraint situation with my absence and detention.

I would like to notify the court that I.C.F. picked me up from Harris County with a detainer under the 18th Century Alien Enemy Act which the Supreme Court



**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
CONROE IMMIGRATION COURT**

Respondent Name:

AGBO, EDMUND MAWULIKPLIM

To:

AGBO, EDMUND MAWULIKPLIM
JCD
500 HILBIG
CONROE, TX 77301

A-Number:



Riders:

In Removal Proceedings

Initiated by the Department of Homeland Security

Date:

10/20/2025

ORDER OF THE IMMIGRATION JUDGE

- This is a summary of the oral decision entered on 10/20/2025. The oral decision in this case is the official opinion, and the immigration court issued this summary for the convenience of the parties.
- Both parties waived the issuance of a formal oral decision in this proceeding.

I. Removability

The immigration court found Respondent removable inadmissible under the following Section(s) of the Immigration and Nationality Act (INA or Act): (237)(a)(1)(B)

The immigration court found Respondent not removable not inadmissible under the following Section(s) of the Act:

II. Applications for Relief

Respondent's application for:

A. Asylum/Withholding/Convention Against Torture

- Asylum was granted denied withdrawn with prejudice withdrawn without prejudice
- Withholding of Removal under INA § 241(b)(3) was granted denied withdrawn with prejudice withdrawn without prejudice
- Withholding of Removal under the Convention Against Torture was granted denied withdrawn with prejudice withdrawn without prejudice
- Deferral of Removal under the Convention Against Torture was granted denied withdrawn with prejudice withdrawn without prejudice
- Respondent knowingly filed a frivolous application for asylum after notice of the consequences. *See* INA § 208(d)(6); 8 C.F.R. §1208.20

B. Cancellation of Removal

- Cancellation of Removal for Lawful Permanent Residents under INA § 240A(a) was granted denied withdrawn with prejudice withdrawn without prejudice
- Cancellation of Removal for Nonpermanent Residents under INA § 240A(b)(1) was granted. denied withdrawn with prejudice withdrawn without prejudice
- Special Rule Cancellation of Removal under INA § 240A(b)(2) was granted denied withdrawn with prejudice withdrawn without prejudice

C. Waiver

- A waiver under INA § was granted denied withdrawn with prejudice withdrawn without prejudice

D. Adjustment of Status

- Adjustment of Status under INA § was granted denied withdrawn with prejudice withdrawn without prejudice

E. Other

III. Voluntary Departure

- Respondent's application for pre-conclusion voluntary departure under INA § 240B(a) post-conclusion voluntary departure under INA § 240B(b) was denied.
- Respondent's application for pre-conclusion voluntary departure under INA § 240B(a) post-conclusion voluntary departure under INA § 240B(b) was granted, and Respondent is ordered to depart by . The respondent must post a \$ bond with DHS within five business days of this order. Failure to post the bond as required or to depart by the required date will result in an alternate order of removal to taking effect immediately.
- The respondent is subject to the following conditions to ensure his or her timely departure from the United States:
 - Further information regarding voluntary departure has been added to the record.
 - Respondent was advised of the limitation on discretionary relief, the consequences for failure to depart as ordered, the bond posting requirements, and the consequences of filing a post-order motion to reopen or reconsider:

If Respondent fails to voluntarily depart within the time specified or any extensions granted by the DHS, Respondent shall be subject to a civil monetary penalty as provided by relevant statute, regulation, and policy. See INA § 240B(d)(1). The immigration court has set

- the presumptive civil monetary penalty amount of \$3,000.00 USD
- \$ USD instead of the presumptive amount.

If Respondent fails to voluntarily depart within the time specified, the alternate order of removal shall automatically take effect, and Respondent shall be ineligible, for a period of

10 years, for voluntary departure or for relief under sections 240A, 245, 248, and 249 of the Act, to include cancellation of removal, adjustment of status, registry, or change of nonimmigrant status. *Id.* If Respondent files a motion to reopen or reconsider prior to the expiration of the voluntary departure period set forth above, the grant of voluntary departure is automatically terminated; the period allowed for voluntary departure is not stayed, tolled, or extended. If the grant of voluntary departure is automatically terminated upon the filing of such a motion, the penalties for failure to depart under section 240B(d) of the Act shall not apply.

If Respondent appeals this decision, Respondent must provide to the Board of Immigration Appeals (Board), within 30 days of filing an appeal, sufficient proof of having posted the voluntary departure bond. The Board will not reinstate the voluntary departure period in its final order if Respondent does not submit timely proof to the Board that the voluntary departure bond has been posted.

In the case of conversion to a removal order where the alternate order of removal immediately takes effect, where Respondent willfully fails or refuses (1) to depart from the United States pursuant to the immigration court's order, (2) to make timely application in good faith for travel or other documents necessary to depart the United States, (3) to present themselves at the time and place required for removal by the DHS, or (4) conspires to or takes any action designed to prevent or hamper their departure pursuant to the order of removal, Respondent shall be subject to a civil monetary penalty for each day Respondent is in violation, pursuant to INA § 274D and 8 C.F.R. § 280.53(b)(14). If Respondent is removable pursuant to INA § 237(a), then Respondent shall be further fined and/or imprisoned for up to 10 years. See INA § 243(a)(1). Further, any Respondent that has been denied admission to, removed from, or has departed the United States while an order of exclusion, deportation, or removal is outstanding and thereafter enters, attempts to enter, or is at any time found in the United States shall be fined or imprisoned not more than two years, or both. 8 U.S.C. § 1326(a).

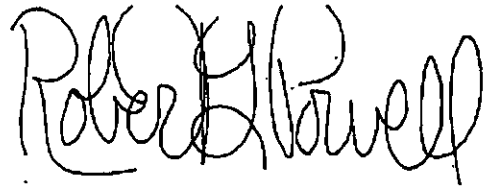
IV. Removal

- Respondent was ordered removed to GHANA
- In the alternative, Respondent was ordered removed to
- Respondent was advised of the penalties for failure to depart pursuant to the removal order:

If Respondent is subject to a final order of removal and willfully fails or refuses (1) to depart from the United States pursuant to the immigration court's order, (2) to make timely application in good faith for travel or other documents necessary to depart the United States, (3) to present themselves at the time and place required for removal by the DHS, or (4) conspires to or takes any action designed to prevent or hamper their departure pursuant to the order of removal, Respondent shall be subject to a civil monetary penalty for each day Respondent is in violation, pursuant to INA § 274D and 8 C.F.R. § 280.53(b)(14). If Respondent is removable pursuant to INA § 237(a), then Respondent shall be further fined and/or imprisoned for up to 10 years. See INA § 243(a)(1). Further, any Respondent that has been denied admission to, removed from, or has departed the United States while an order of exclusion, deportation, or removal is outstanding and thereafter enters, attempts to enter, or is at any time found in the United States shall be fined or imprisoned not more than two years, or both. 8 U.S.C. § 1326(a).

V. Other

- Proceedings were dismissed terminated with prejudice
- terminated without prejudice administratively closed.
- Respondent's status was rescinded under INA § 246.
- Other;



Immigration Judge: POWELL, ROBERT 10/20/2025

Appeal: Department of Homeland Security: waived reserved
Respondent: waived reserved
Appeal Due:

Certificate of Service

This document was served:

Via: [M] Mail | [P] Personal Service | [E] Electronic Service | [U] Address Unavailable

To: [] Alien | [M] Alien c/o custodial officer | [] Alien atty/rep. | [M] DHS

Respondent Name : AGBO, EDMUND MAWULIKPLIM | A-Number



Riders:

Date: 10/20/2025 By: Christy Maxwell, Court Staff

B-528-04



UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
CONROE IMMIGRATION COURT

Respondent Name:

AGBO, EDMUND MAWULIKPLIM

To:

AGBO, EDMUND MAWULIKPLIM
JCD
500 HILBIG
CONROE, TX 77301

A-Number:



Riders:

In Removal Proceedings

Initiated by the Department of Homeland Security

Date:

11/03/2025

ORDER OF THE IMMIGRATION JUDGE

Respondent the Department of Homeland Security has filed a motion to reconsider.

Upon consideration of the motion, and any opposition from the non-moving party, the motion is
 granted denied for the following reason(s):

- The motion is numerically barred. *See* INA § 240(c)(6)(A); 8 C.F.R. § 1003.23(b)(1).
- The motion is untimely. *See* INA § 240(c)(6)(B); 8 C.F.R. § 1003.23(b)(1).
- The motion does not specify errors of law or fact in the previous order or is not supported by pertinent authority. *See* INA § 240(c)(6)(C); 8 C.F.R. § 1003.23(b)(2).
- Other:

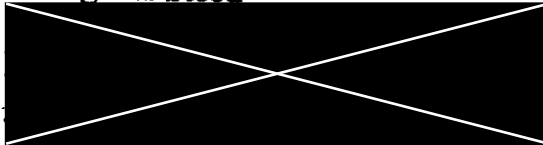
The substantive issues raised were previously considered by the Court.

New Life Resort, Inc.

5100 Travis Street Houston, Texas 77002 Ph: 281-507-5444 georgesteed@newliferesort.com EIN 75 2963940

October 7, 2024

From: George A. Steed



New Life Resort, Inc.
Chief Executive Officer



To: Whom It May Concern:

I am writing on the behalf of Edmund Agbo in order to attest to his need for U.S. citizenship. My name is George Steed. I am 69 years old, a U.S. citizen and President and Owner of New Life Resort, Inc. in Houston Texas.

I have a master's degree in Human Services. 2. I have known Edmund Agbo for three number of years. He is a student of same organization. From my personal knowledge Edmund Agbo is kind, polite, honest, trustworthy, well-respected, ethical, hard-working, and skilled. As my student his participation and commitment has always been good. I have witnessed him demonstrates good moral character is when needed.

Based on my experience, I am confident that Edmund Agbo will bring desirable qualities of good moral character, job skills, hard work, and help to the United States. Thank you for taking the time to read this letter and for your consideration.

Sincerely,

George Steed

Minister George Steed, MBA, MNPL
Certified Moral Reconciliation Therapist
Certified Christian Counselor III
Certified Paralegal-
Certified T4C Facilitator

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

Instructions

1. **Who Should Use This Form.** You should use this form if
 - you are a federal prisoner and you wish to challenge the way your sentence is being carried out (*for example, you claim that the Bureau of Prisons miscalculated your sentence or failed to properly award good time credits*);
 - you are in federal or state custody because of something other than a judgment of conviction (*for example, you are in pretrial detention or are awaiting extradition*); or
 - you are alleging that you are illegally detained in immigration custody.
2. **Who Should Not Use This Form.** You should not use this form if
 - you are challenging the validity of a federal judgment of conviction and sentence (*these challenges are generally raised in a motion under 28 U.S.C. § 2255*);
 - you are challenging the validity of a state judgment of conviction and sentence (*these challenges are generally raised in a petition under 28 U.S.C. § 2254*); or
 - you are challenging a final order of removal in an immigration case (*these challenges are generally raised in a petition for review directly with a United States Court of Appeals*).
3. **Preparing the Petition.** The petition must be typed or neatly written, and you must sign and date it under penalty of perjury. A false statement may lead to prosecution.
4. **Answer all the questions.** You do not need to cite law. You may submit additional pages if necessary. If you do not fill out the form properly, you will be asked to submit additional or correct information. If you want to submit any legal arguments, you must submit them in a separate memorandum. Be aware that any such memorandum may be subject to page limits set forth in the local rules of the court where you file this petition. If you attach additional pages, number the pages and identify which section of the petition is being continued. All filings must be submitted on paper sized 8½ by 11 inches. Do not use the back of any page.
5. **Supporting Documents.** In addition to your petition, you must send to the court a copy of the decisions you are challenging and a copy of any briefs or administrative remedy forms filed in your case.
6. **Required Filing Fee.** You must include the \$5 filing fee required by 28 U.S.C. § 1914(a). If you are unable to pay the filing fee, you must ask the court for permission to proceed in forma pauperis – that is, as a person who cannot pay the filing fee – by submitting the documents that the court requires.
7. **Submitting Documents to the Court.** Mail your petition and _____ copies to the clerk of the United States District Court for the district and division in which you are confined. For a list of districts and divisions, see 28 U.S.C. §§ 81-131. All copies must be identical to the original. Copies may be legibly handwritten.

If you want a file-stamped copy of the petition, you must enclose an additional copy of the petition and ask the court to file-stamp it and return it to you.
8. **Change of Address.** You must immediately notify the court in writing of any change of address. If you do not, the court may dismiss your case.