

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

Filing Fee Paid

UNITED STATES DISTRICT COURT
for the



ERIAWAN HOVINEN NGADIMAN
Petitioner

v.

Case No. 5:25-cv-3289-cv-pd
(Supplied by Clerk of Court)

J. Johnson (Warden)
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: Eriawan Hovinen Ngadiman
(b) Other names you have used: Eriawan Ngadiman
2. Place of confinement:
(a) Name of institution: ADELANTO ICE PROCESSING CENTER
(b) Address: 10250 Rancho Road (WEST)
Adelanto, CA 92301
(c) Your identification number: _____
3. Are you currently being held on orders by:
 Federal authorities State authorities Other - explain:
ICE
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)

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- 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): _____

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

(a) Name and location of the agency or court: _____

(b) Docket number, case number, or opinion number: _____

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

(d) Date of the decision or action: _____

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: _____

(2) Date of filing: _____

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

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not appeal: _____

8. **Second appeal**

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

- Yes
- No

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(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

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

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

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

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: _____

(2) Date of filing: _____

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

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(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

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If "Yes," provide:

- (1) Name of court: _____
- (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: _____
- (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: _____

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

Yes No

If "Yes," provide:

- (a) Date you were taken into immigration custody: September 12, 2025
- (b) Date of the removal or reinstatement order: August 8, 2018
- (c) Did you file an appeal with the Board of Immigration Appeals?

Yes No

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If "Yes," provide:

- (1) Date of filing: October 7, 2019 / October 22, 2019
- (2) Case number: A 216 289 187, ERIAWAN NEADIMAN.
- (3) Result: claim Accepted. The Board remanded the Court's decision, with
- (4) Date of result: Instructions to reconsider Responder's CAT Claim
- (5) Issues raised: _____

(d) Did you appeal the decision to the United States Court of Appeals?

- Yes
- No

If "Yes," provide:

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

12. Other appeals

Other than the appeals you listed above, have you filed any other petition, application, or motion about the issues raised in this petition?

- Yes
- No

If "Yes," provide:

- (a) Kind of petition, motion, or application: The Board remanded the Court's decision with
- (b) Name of the authority, agency, or court: Instructions to reconsider Respondent's CAT claim
- (b) Immigration Court.
- (c) Date of filing: October 22, 2019
- (d) Docket number, case number, or opinion number: A [REDACTED]
- (e) Result: Granted for Convention Against Torture
- (f) Date of result: October 10, 2023
- (g) Issues raised: _____

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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 being subject to immigration detention without any due process, and with no deportation on the foreseeable future. They have not identified what concrete step ICE has taken to process my travel document.

(a) Supporting facts (Be brief. Do not cite cases or law.): The government failure to follow non-discretionary statutory and due process requirement when: 1) Detaining an individual release on supervision, 2) Removal an individual to a third country not included in his removal order.

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

Yes No

GROUND TWO: I will be arrested and harm for my sexual orientation.

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

Country conditions reports show that Indonesian laws, government officials, and citizens are openly hostile and violent towards the LGBTQ community. Further laws criminalize actions which contravenes community morality or involves deviant sexual intercourse.

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

Yes No

GROUND THREE: My HIV medications will be withheld by clinics and hospitals and societal barriers to accessing antiretroviral drugs and their expense put these drugs beyond the reach of if I get send to 3rd country.

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

There is an over fifty percent chance that I will not be able to access the HIV medication I require to survive, whether imprisoned or not, which constitute a form of torture.

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

Yes No

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GROUND FOUR:

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

(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:

Request for Relief

15. State exactly what you want the court to do: I respectfully request that this court:

1. Order Respondents to immediately release me from custody;
2. Enjoin Respondents from re-detaining me under 8 U.S.C. § 1231(a)(b) until and until Respondents obtain a travel document for my removal;
3. Enjoin Respondents from removing me to any country other than Indonesia. With a written notice to my counsel and I in a language that I can understand;
4. Enjoin Respondents from re-detaining me without first following all procedures set forth in 8 C.F.R §§ 241.4(b), 241.13(i), and any other applicable statutory and regulatory procedures;
5. Order that Responders provide the court and my counsel with at least two days notice prior to any removal from California.
6. Grant such relief that is deemed just and proper by the court;
7. Award Petitioner attorney's fees and cost under the Equal Access to Justice Act, and on any other basis justified under law.

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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:

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: 11/18/2025


Signature of Petitioner

Signature of Attorney or other authorized person, if any

November 18, 2025

United States Court House
Attn: Intake/Docket Section
255 East Temple Street
[REDACTED]
Los Angeles, CA 90012

Dear Sir/Madam:

I respectfully submit my Petition for a Writ of Habeus Corpus, I am not sure how many copies ~~you~~ you need. But if you kindly File-Stamp and return one copy to me, I greatly appreciate it. Thank you,

Sincerely,

Eriawan Ngadiman

Eriawan Ngadiman. [REDACTED]

[REDACTED]
10250 Rancho Road
Adelanto, CA 92301