

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CARLOS ROBERTO VILORIO,

Petitioner,

v.

PAMELA JO BONDI, *et al.*,


Respondents.

No. 25-cv-10254 (KMK)

DECLARATION
SUPERVISORY DETENTION AND
DEPORTATION OFFICER JASON
LANGLOIS

Pursuant to 28 U.S.C. § 1746, I, JASON LANGLOIS, hereby declare under penalty of perjury that the following is true and correct:

1. I am a Deportation Officer at U.S. Immigration and Customs Enforcement (“ICE”) within the U.S. Department of Homeland Security (“DHS”). I was employed by DHS in March 2008 served in the capacity of a Supervisory Detention and Deportation Officer since July 2021. As a Supervisory Detention and Deportation Officer, I manage the cases of aliens who are in immigration proceedings.

2. I have prepared this declaration in connection with the Emergency Petition for Writ of Habeas Corpus filed by petitioner Carlos Roberto Vilorio (“Petitioner”), who has been assigned the following Alien Number: A#  The following representations are based on my review of ICE electronic records and databases and consultation with my colleagues.

3. Petitioner is a native and citizen of El Salvador who unlawfully entered the United States without inspection at an unknown place and time.

4. On December 1, 2005, Petitioner pled guilty to New York Penal Law (“NY PL”) 265.01 (01) for Criminal Possession of a Weapon in the Suffolk County District Court under Docket No. 2005SU052163. That conviction was vacated because Petitioner was adjudicated as a

youthful offender sentenced imposed and he was given 3-years' probation. On March 3, 2006, the District Court of the County of Suffolk dismissed the charge.

5. On June 10, 2006, Petitioner was charged with NY PL 205.30 Resisting Arrest, which was reduced to NY PL 240.20 (07) Disorderly Conduct in the District Court of the County of Suffolk under Docket No. 2006SU031154. On February 15, 2008, Petitioner pled guilty to the charge of Disorderly Conduct NY PL 240.20 (07) and paid a fine.

6. On June 10, 2006, Petitioner was charged with NY PL 240.20 (05) Disorderly Conduct in the District Court of the County of Suffolk under Docket No. 2006SU031155. On February 15, 2008, the charge was dismissed due to a conviction on Docket No. 2006SU031154 (the disorderly conduct charge).

7. On September 27, 2007, DHS arrested Petitioner at his residence because he was identified as having a gang affiliation. DHS transported him to 26 Federal Plaza, New York, New York ("26 Federal Plaza") for processing. Petitioner stated that he was a citizen and national of El Salvador. Petitioner also admitted that he illegally entered into the United States without being inspected by an immigration official by walking across the United States/Mexico border. Upon arrest, ICE served Petitioner with a Warrant of Arrest Form I-200 and Notice to Appear Form I-862.

8. On September 28, 2007, Petitioner was booked into the hold room at 26 Federal Plaza and was entered into the ICE Gangs System. On the same day, he was transferred to Brooklyn Metropolitan Detention Center ("MDC") in Brooklyn, New York, where he was held in custody until October 5, 2007.

9. On October 5, 2007, Petitioner was transferred to the Hudson County Jail, in Kearny, New Jersey.

10. On November 1, 2007, Petitioner appeared at an initial master hearing before the Immigration Court at 201 Varick Street, New York, New York. The Immigration Court issued an Order granting voluntary departure in lieu of removal on or before December 11, 2007.

11. On November 20, 2007, Petitioner was released from the Hudson County Jail. On the same day he voluntarily departed the United States and returned home to El Salvador.

12. Based upon a review of the documents in the administrative file, Petitioner alleges that he re-entered the United States in 2009.

13. On August 8, 2016, the Nassau County Police Department arrested Petitioner and charged him with VTL 1192 (03) Driving While Intoxicated and VTL 1192 (02) Operate Motor Vehicle with .08 of 1% Alcohol or More in Blood. On the same day, Petitioner was arraigned in the Nassau County 1st District Court under Case No. CR-020233-16NA with the following charges: (1) VTL 1192 (03) Driving While Intoxicated; (2) VTL 1192 (02) Operate Motor Vehicle with .08 of 1% Alcohol or More in Blood; (3) VTL 0509 (01) Motor Vehicle License Violation: No License; (4) VTL 1128 (d) Crossing Road Hazard Markings; and (5) VTL 1128 (0A) Moved from Lane Unsafely (the "August 8, 2016 DWI arrest").

14. On October 25, 2016, ICE took Petitioner into custody under INA § 236(a), 8 U.S.C. § 1226(a), and booked him into the hold room at 26 Federal Plaza for processing. Upon arrest, ICE served Petitioner with a Warrant for Arrest of Alien (Form I-200,); Detainee Locator and Consulate Notification. He was transferred to Varrick Street on the same day.

15. On October 25, 2016, ICE personally served Petitioner with a Notice to Appear ("NTA") (Form I-862), charging him as removable pursuant to Immigration and Nationality Act ("INA") § 212(a)(6)(A)(i), 8 U.S.C. § 1182(a)(6)(A)(i), as an alien present in the United States

without being admitted or paroled, or who arrived in the United States at any time or place other than as designated by the Attorney General.

16. On October 25, 2016, Petitioner was transferred to the Bergen County Jail, in Hackensack, New Jersey until February 24, 2017.

17. On October 27, 2016, DHS filed the NTA with the Executive Office for Immigration Review (“EOIR”), thereby commencing removal proceedings.

18. On December 12, 2016, Petitioner and his attorney appeared for a master hearing before an Immigration Judge. At the hearing, pleadings were taken where Petitioner admitted the allegations and conceded the charge of removability in the NTA. The Immigration Judge designated El Salvador as a country of removal. Additionally, at the hearing, Petitioner’s counsel submitted a bond application packet to the court. The Immigration Judge ordered Petitioner to provide his arrest report for his August 8, 2016 DWI arrest, as well as a certified copy of the DMV report. At the hearing, Petitioner told the Immigration Judge that [REDACTED] He stated

[REDACTED]

[REDACTED] The matter was reset to January 11, 2017 for Petitioner to submit his application for relief and for a bond hearing.

19. On January 11, 2017, Petitioner and his attorney appeared for the rescheduled master calendar and for a bond hearing. At the hearing, Petitioner stated he [REDACTED]

[REDACTED] The bond hearing was rescheduled to February 23, 2017.

20. On February 23, 2017, Petitioner and his attorney appeared at the Immigration Court for the continued bond hearing. The Immigration Court granted Petitioner’s released on bond of \$23,000. Petitioner subsequently posted the bond and was released from ICE custody.

21. On November 28, 2017, Petitioner was convicted of VTL 1192 (01) Driving While Ability Impaired, in connection with the August 8, 2016 DWI arrest, and his license was suspended for 90 days.

22. On April 21, 2023, Petitioner filed an application for relief with the Immigration Court.

23. On June 12, 2024, Petitioner and his counsel appeared at a merits hearing. The Immigration Judge denied Petitioner's application of relief and ordered him removed to El Salvador but granted a deferral of removal to El Salvador under Article III of the Convention Against Torture. Petitioner did not appeal the Immigration Court's decision.

24. On December 3, 2025, ICE observed Petitioner who matched the description of a of a target and conducted a vehicle stop in Hauppauge, New York. ICE positively identified Petitioner after he provided his name and date of birth. ICE arrested Petitioner and took him into custody due to his final order of removal pursuant to INA § 241, 8 U.S.C. § 1231(a)(6). ICE transported Petitioner to 535 Federal Plaza, Central Islip, New York ("Central Islip") for processing.

25. On December 4, 2025, Petitioner was booked into the Central Islip Hold Room. ICE prepared forms Warning for Failure to Depart (Form I-229(a)) Warrant of Removal/Deportation (Form I-205), Notice of Rights to Salvadorians, Request For Disposition for Salvadorians, Statement For All Foreign Nations Except Those from "Mandatory Notification" Countries.

26. Petitioner was transferred out of the Central Islip Hold Room on December 5, 2025 and booked into Nassau County Correctional Center the same day.

27. On December 8, 2025, Petitioner was booked out of the Nassau County Correctional Center and booked into Orange County Jail where he is currently held in custody.

28. ICE is aware that the Immigration Court granted Petitioner deferral of removal to El Salvador under the Convention Against Torture. That grant of relief is country-specific to El Salvador. ICE is not pursuing Petitioner's removal to El Salvador, and is instead actively pursuing Petitioner's removal to a third country pursuant to his final removal order.

Executed at New York, New York

this 17th day of December 2025.

JASON V
LANGLOIS
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Digitally signed by JASON
V LANGLOIS
DN: cn=JASON V
LANGLOIS, o=U.S.
Government, ou=People,
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ce.dhs.gov, c=US
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JASON LANGLOIS
Supervisory Detention and Deportation Officer
U.S. Immigration and Customs Enforcement
U.S. Department of Homeland Security