

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA

ANZOR MATSEV, A# [REDACTED]

Petitioner,

v.

WARDEN, KROME SPC,

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE),

Respondents.



PETITION FOR WRIT OF HABEAS CORPUS

UNDER 28 U.S.C. § 2241

INTRODUCTION

This Petition challenges the unlawful and prolonged detention of Petitioner Anzor Matsev ("Petitioner"), who is currently held at Krome SPC in Florida despite being neither a flight risk nor a danger to the community, and despite clear humanitarian factors. Detention has become punitive rather than administrative, violating the Due Process Clause.

FACTS

1. Petitioner has resided in the United States since entering on a J-1 visa.
2. He is married to a U.S. citizen, Zarina Mustaf, and is the father of two U.S. citizen children.
3. Petitioner's detention has placed extreme hardship on his U.S. citizen family members.
4. ICE has failed to effectuate removal within a reasonable period as required by *Zadvydas v. Davis*.
5. Petitioner's removal cannot be executed because the Russian Consulate has not yet issued travel documents.

LEGAL ARGUMENT

- I. Petitioner's continued detention violates *Zadvydas v. Davis*, 533 U.S. 678 (2001).

II. ICE lacks a significant likelihood of removal in the reasonably foreseeable future.

III. Detention is punitive and violates the Fifth Amendment.

IV. Petitioner is entitled to release under supervision.

PRAYER FOR RELIEF

Petitioner respectfully requests:

1. Immediate release under supervision;
2. An order requiring ICE to provide regular updates;
3. Any further relief the Court deems just and proper.

Dated: 12.11.2025

Submitted by:

Zarina Mustaf

Wife and U.S. Citizen

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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA

ANZOR MATSEV, Petitioner,

v.

WARDEN, KROME SPC, Respondents.

PROPOSED ORDER

Upon consideration of the Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241,

IT IS HEREBY ORDERED:

1. The Petition is GRANTED.
2. Petitioner shall be released from ICE custody under reasonable supervision.
3. ICE shall provide timely updates regarding any removal efforts.

SO ORDERED.

United States District Judge

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JS■44 CIVIL COVER SHEET

I. PLAINTIFFS

Anzor Matsev, A# 

Currently detained at Krome SPC, Florida

II. DEFENDANTS

Warden, Krome SPC

U.S. Immigration and Customs Enforcement (ICE)

III. BASIS OF JURISDICTION

Federal Question (28 U.S.C. § 1331)

Habeas Corpus (28 U.S.C. § 2241)

IV. NATURE OF SUIT

463 – Habeas Corpus; Alien Detainee

V. ORIGIN

Original Proceeding

VI. CAUSE OF ACTION

28 U.S.C. § 2241 – Unlawful and prolonged detention in violation of Due Process.

VII. REQUESTED IN COMPLAINT

Immediate release under supervision

Declaratory and Injunctive relief

VIII. RELATED CASE(S)

None known.

Filed by:

Zarina Mustaf

Wife & U.S. Citizen

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MEMORANDUM OF LAW IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS

I. INTRODUCTION

This Memorandum supports the Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241, challenging the unlawful continued detention of Petitioner Anzor Matsev.

II. LEGAL STANDARD

The Supreme Court, in *Zadvydas v. Davis*, held that post-order detention is limited to a reasonable period, presumptively six months.

III. ARGUMENT

- A. There is no significant likelihood of removal in the reasonably foreseeable future.
- B. ICE has not obtained travel documents from the Russian Consulate.
- C. Petitioner is not a danger nor flight risk.
- D. Detention violates substantive and procedural due process.

IV. CONCLUSION

Petitioner respectfully requests immediate release under supervision.

INTRODUCTION

This petition challenges the unlawful prolonged detention of Anzor Matsev at Krome SPC since October 10, 2025.

He has a final order of removal, but removal is not reasonably foreseeable because:

- He does not possess a valid international passport.
- The Russian Federation has not issued any travel document.
- ICE has shown no progress toward removal.

He has no criminal history, fully cooperated with ICE, and was detained after attending a USCIS marriage interview.

His U.S. citizen wife and two U.S. citizen children (ages 2 and 1) are suffering extreme hardship including financial collapse, emotional distress, and eviction risk.

FACTUAL BACKGROUND

- October 10, 2025 – Detained at USCIS interview.
- No criminal convictions.
- No valid international passport.
- Russia has not issued travel documents.
- ICE verbally denied I-246 and issued a defective written denial weeks later.
- Family suffering severe hardship including miscarriage recovery, anxiety, eviction threat, loss of income.

LEGAL STANDARD

Under *Zadvydas v. Davis*, 533 U.S. 678 (2001), detention beyond the period reasonably necessary to secure removal violates due process.

Where removal is not reasonably foreseeable—particularly when no travel document exists—continued detention becomes unlawful.

This includes detainees with final orders if their removal cannot be executed in the reasonably foreseeable future.

ARGUMENT

I. Removal is not reasonably foreseeable.

- No passport.
- No travel document.
- No progress from ICE.
- No removal date.

II. Petitioner is not a danger or flight risk.

- Zero criminal history.
- Fully compliant.
- Detained after voluntary USCIS appearance.

III. Hardship to U.S. citizen family is extreme.

- Wife recovering from miscarriage.
- Two infants dependent on father.
- Risk of eviction.
- Severe emotional and financial distress.

IV. ICE's failure to act violates due process.

- Defective I-246 denial.
- No investigation into ability to remove.
- No evidence removal will occur soon.

REQUEST FOR RELIEF

Petitioner respectfully requests:

1. Immediate release under supervision.
2. Order prohibiting re-detention absent valid travel document AND confirmed removal date.
3. Any further relief deemed just and proper.

DECLARATION OF ZARINA MUSTAF

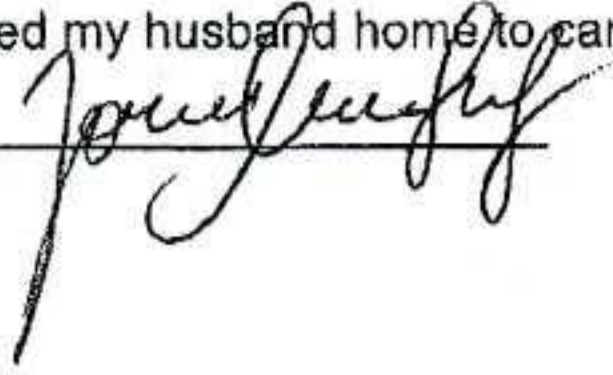
I am a U.S. citizen and wife of Anzor. We married in October 2021 and have two U.S. citizen children.

I suffered a miscarriage in 2025 and since Anzor's detention I experience:

- Severe anxiety
- Crying spells
- Sleep disruption
- Exhaustion
- Eviction threat
- Financial crisis

I urgently need my husband home to care for our children and stabilize our home.

Signed: _____

A handwritten signature in black ink, appearing to read 'Zarina Mustaf', is written over a horizontal line. The signature is cursive and somewhat stylized.

DECLARATION OF ANZOR MATSEV

I have no criminal convictions.

I fully cooperated with ICE.

I do not have a valid international passport.

Russia has issued no travel document.

I request release under supervision so I may support my family while ICE continues its process.

Signed: 