

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

UNITED STATES DISTRICT COURT
for the

DEC 18 2025

JOHN MICHAEL HEAD

Petitioner

v.

WARDEN, DR. SCARLET GRANT

Respondent

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

JOAN KANE, CLERK
U.S. DIST. COURT WESTERN DIST. OKLA
BY NAA DEPUTY

Case No. CIV-25-1529-R
(Supplied by Clerk of Court)

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

Personal Information

1. (a) Your full name: JOHN MICHAEL HEAD
(b) Other names you have used: N/A
2. Place of confinement:
(a) Name of institution: CIMARRON CORRECTIONAL FACILITY
(b) Address: 3200 S. KINGS HIGHWAY, CUSHING, OKLAHOMA 74023
- (c) Your identification number: 
3. Are you currently being held on orders by:
 Federal authorities State authorities Other - explain: ENFORCEMENT AND REMOVAL OPERATIONS, IMMIGRATION AND CUSTOM ENFORCEMENT, DHS
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): AN ALIEN DETAINEE HELD PURSUANT TO A FINAL ORDER FOR REMOVAL AND AWAITING REMOVAL

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):

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

(a) Name and location of the agency or court: **IMMIGRATION AND CUSTOMS ENFORCEMENT, DEPARTMENT OF HOMELAND SECURITY**

(b) Docket number, case number, or opinion number: **CASE NO:** 

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

PROLONGED DETENTION, REVOCATION OF ORDER OF SUPERVISION, DUE PROCESS VIOLATION

(d) Date of the decision or action: **06/12/2025**

Your Earlier Challenges of the Decision or Action

7. First appeal **N/A**

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: **THERE ARE NO APPEALS IN MY SITUATION AND OR FOR MY CURRENT DETENTION.**

8. Second appeal **N/A**

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:

- (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 *N/A*

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 *N/A*

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:
- (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? **N/A**

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: **N/A**
-

II. Appeals of immigration proceedings

Does this case concern immigration proceedings?

Yes No

If "Yes," provide:

- (a) Date you were taken into immigration custody:
- (b) Date of the removal or reinstatement order:
- (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

If "Yes," provide:

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

(d) Did you appeal the decision to the United States Court of Appeals? **N/A**

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:
- (b) Name of the authority, agency, or court:

- (c) Date of filing:
- (d) Docket number, case number, or opinion number:
- (e) Result:
- (f) Date of result:
- (g) Issues raised:

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:

PROLONGED DETENTION IN EXCESS OF SIX MONTH PURSUANT TO —
ZADYDAS V. DAVIS

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

I WAS ARRESTED AND DETAINED ON THE 12TH, JUNE 2025 WHICH IS EXCESS OF SIX MONTH AND HAD PREVIOUSLY BEEN DETAINED FOR 18 MONTHS BY ICE IN THE PAST WHICH BRINGS MY TOTAL DETENTION TO OVER 24 MONTHS.

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

Yes No

GROUND TWO:

PROLONGED DETENTION IN VIOLATION OF FIFTH AMENDMENT DUE
PROCESS CLAUSE

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

I AM BEING DETAINED SINCE THE 12TH, JUNE 2025, WITHOUT AN INDIVIDUALIZED BOND HEARING AND I DO NOT KNOW WHEN THESE DETENTION WOULD BE OVER WITH

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

Yes No

GROUND THREE:

VIOLATION OF IMMIGRATION AND NATIONALITY ACT AND IMMIGRATION
AND CUSTOM ENFORCEMENT'S REGULATION. IN VIOLATION OF DUE PROCESS

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

ICE HAD NOT CONDUCTED ANY CUSTODY REVIEW SINCE MY ARREST AND DETENTION ON THE 12TH JUNE, 2025 IN VIOLATION OF IT'S OWN POLICY AND PROCEDURE AND VIOLATION OF MY DUE PROCESS. NEITHER THE 90-DAY NOR 180-DAY CUSTODY REVIEW HAS BEEN CONDUCTED.

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

Yes No

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

GROUND FOUR:

VIOLATION OF THE ADMINISTRATIVE PROCEDURES ACT

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

ICE REARRESTED AND REDETAING ME ON THE 12TH OF JUNE 2025 BY REVOKING MY RELEASE ON MY ORDER OF SUPERVISION WITHOUT GIVING PRIOR NOTICE OR INTERVIEW TO DETERMINE IF THERE IS CHANGE IN CIRCUMSTANCE AND HAS NOT YET DONE ANY OF THESE TILL DATE

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

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: N/A

Request for Relief

15. State exactly what you want the court to do:

1. I WANT THIS COURT TO ORDER MY IMMEDIATE RELEASE ON MY PREVIOUS ORDER OF SUPERVISION. OR IN ALTERNATIVE, ORDER ICE TO CONDUCT AN INDIVIDUALIZED BOND HEARING WHERE ICE WOULD HAVE THE BURDEN OF PROOF IN SHOWING THAT I AM A FLIGHT RISK AND A DANGER TO THE COMMUNITY. OR IN ALTERNATIVE, WHATEVER THIS COURT DEEMS NECESSARY.
2. I WANT THIS COURT TO ISSUE A TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION PREVENTING RESPONDENTS FROM REMOVING OR TRANSFERRING ME FROM CIMARRON CORRECTIONAL FACILITY PENDING THE ADJUDICATION OF THIS PETITION.
3. I WANT THIS COURT TO ENTER A DECLARATORY JUDGMENT PURSUANT TO 28 U.S.C. § 2201 THAT I AM BEING DETAINED PURSUANT TO 8 U.S.C. § 1231(a)(1) AND I HAD PREVIOUSLY DEMONSTRATED TO ICE'S SATISFACTION THAT I AM NOT A FLIGHT RISK OR A DANGER TO THE SOCIETY AND THERE IS NO SIGNIFICANT LIKELIHOOD OF MY REMOVAL IN THE REASONABLE FORESEEABLE FUTURE (INSLRFF) AND ICE DID NOT REBUT THESE SHOWING PRIOR TO REDETAING ME AND THAT, UNTIL ICE REBUT THESE SHOWING, I MAY NOT BE REDETAINED.

REQUEST FOR RELIEF — CONTINUATION

4. BECAUSE ICE HAD NEITHER CONDUCTED THE 90-DAYS AND/OR 180 DAY CUSTODY REVIEW, I WANT THIS COURT TO ORDER SUCH REVIEW IN FRONT OF A NEUTRAL DECISIONMAKER BECAUSE ICE HAS SHOWN ITS INTENT TO NOT CONDUCT THE CUSTODY REVIEW, THEREFORE THEY CANNOT BE TRUSTED TO PROVIDE AN ADEQUATE DUE PROCESS IF ICE IS ALLOWED TO NOW CONDUCT SUCH REVIEW AFTER DECLINING TO DO SO IN THE FIRST PLACE.

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

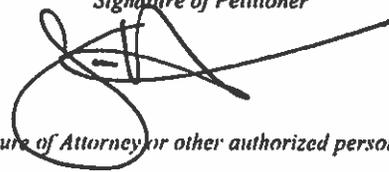
Declaration Under Penalty Of Perjury

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: 12/13/2025

Signature of Petitioner

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Signature of Attorney or other authorized person, if any