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DEC 19 2025	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY _____	DEPUTY

1 **ABDULAZIZ SAID ABDELLA**
2 **ALIEN NO:** 
3 **FLORENCE CORRECTIONAL COMPLEX**
4 **P.O BOX 6300**
FLORENCE, AZ 85132

5 **PRO SE**

6
7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF ARIZONA**

9 Abdulaziz Said Abdella,

10
11 **Petitioner,**


12
13 **Vs.**

14 Luis Rosa Jr, Warden, Central Arizona Florence
15 Correctional Complex;
16 John Cantu, Director, ICE Enforcement and Removal
17 Operations, Phoenix Field Office;
18 K. Bourne, Deportation Officer, United States
19 Immigration and Custom Enforcement, Florence,
20 Arizona;
21 ICE Field Office, Phoenix, Arizona;
22 Todd M. Lyons, Acting Director, United States
23 Immigration and Customs Enforcement;
24 Kristi Noem, Secretary, U.S. Department of
25 Homeland Security;
26 Pamela Bondi, Attorney General, U.S. Department of
27 Justice; and The U.S. Attorney for the District of
28 Arizona,.

Respondents.

CV25-04798-PHX-DJH--JFM

Case No.


**PETITION FOR WRIT OF
HABEAS CORPUS PURSUANT
TO 28 U.S.C. § 2241**

DETAINED

1 **Introduction and Summary of Relief Sought**

2 Petitioner Abdulaziz Said Abdella, ("Mr Abdella" or "Petitioner") is an Ethiopian National and
3 Citizen who has been detained by U.S. Immigration and Customs Enforcement ("ICE") well beyond the
4 period authorized by law. On September 8th, 2025, an Immigration Judge ordered Petitioner removed to
5 Ethiopia. Petitioner waived appeal, and the order became administratively final that day. On May 16th,
6 2025, Petitioner has been in ICE Custody and remains so at this time.

7
8 More than ninety days have passed since ordered removed, but he remains detained despite the
9 statutory removal period having expired. The continued detention violates both the Immigration and
10 Nationality Act, 8 U.S.C. § 1231, and the Due Process Clause of the Fifth Amendment. Petitioner seeks
11 release under supervision pursuant to *Zadvydas v. Davis*, 533 U.S. 678 (2001).
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14 **Custody Statement**

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16 Petitioner is currently detained at the Florence Correctional Center in Florence, Arizona, in the custody of
17 ICE. He has been detained since May 16th, 2025. This court has jurisdiction under 28 U.S.C. § 2241.
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19 **Jurisdiction and Venue**

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21 This Court has subject matter jurisdiction under 28 U.S.C. § 2241 and 28 U.S.C. § 1331. Venue is proper
22 in the District of Arizona because Petitioner is detained in Florence, Arizona, within this District. This
23 petition challenges only the legality of continued detention, not the underlying removal order. See
24 *Zadvydas*, 533 U.S. At 688.
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1 **Statement of Facts**

- 2 1. Petitioner Abdulaziz Said Abdella was born in Ethiopia on 
- 3
- 4 2. Petitioner entered the United States on or about October, 1990 as a refugee.
- 5 3. On September 8th, 2025, Petitioner was ordered removed to Ethiopia. The order became
- 6 administratively final that day.
- 7 4. Petitioner has been in ICE custody during his removal proceedings and at the time of his
- 8 removal order on September 8th, 2025.
- 9 5. The ninety-day statutory removal period under 8 U.S.C. § 1231(a)(1)(A) expired on
- 10 December 8th, 2025. (More than 90 days have passed in ICE Custody)
- 11 6. Petitioner has complied fully with all ICE requests and has made no effort to interfere with
- 12 his removal to Ethiopia.
- 13 7. Petitioner has not filed any appeal or motion that would delay removal.
- 14 8. Petitioner has now been detained more than 90 days since order removed with no
- 15 significant likelihood of removal in the reasonably foreseeable future.
- 16
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19 **Legal Framework**

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21 Under 8 U.S.C. § 1231(a)(1)(A), the government shall remove a noncitizen within ninety days of a final

22 removal order. Detention during that ninety-day period is mandatory. 8 U.S.C. § 1231(a)(2). If removal is

23 not effectuated in that time, the statute authorizes release under supervision, except that § 1231(a)(6)

24 permits limited continued detention. In *Zadvydas v. Davis*, 533 U.S. 678, 701 (2001), the Supreme Court

25 held that § 1231(a)(6) does not permit indefinite detention and construed the statute to authorize detention

26 only for a period reasonably necessary to effect removal. The Court set six months as a presumptively

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1 reasonable period. After that, if removal is not significantly likely in the reasonably foreseeable future,
2 the detainee must be released. See also *Clark v. Martinez*, 543 U.S. 371, 377 (2005). (In Martinez's case,
3 the District Court found that removal was not reasonably foreseeable and ordered that Martinez be
4 released under appropriate conditions. The Ninth Circuit affirmed.)
5

6 7 **Argument**

8 Petitioner's detention exceeds the ninety-day statutory period under 8 U.S.C. § 1231(a)(1)(A). Removal is
9 not significantly likely in the reasonably foreseeable future because ICE has not been able to get travel
10 documents for travel to Ethiopia since ordered removed on September 8th, 2025. See Exhibits A, B & C
11 Petitioner has met his burden under *Zadvydas*, 533 U.S. at 701, of providing good reason to believe
12 removal is not reasonably foreseeable. The burden thus shifts to the government to rebut with evidence.
13 The government cannot do so here, See *Krajekian v. Cantu*, No. CV-25-02666-PHX-DJH, 2025 WL
14 5456789, at *3 (D. Ariz. Sept. 5, 2025) (granting habeas relief where ICE could not show removal was
15 significantly likely). Because detention has become prolonged and removal is not imminent, continued
16 confinement violates the statute and the Due Process Clause. See *Zadvydas*, 533 U.S. at 690.
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20 21 **Incorporation of Exhibits**

22 Petitioner incorporates Exhibits A, B & C, which are the detainee request form replied by ICE that shows
23 ICE has been unable to get travel documents.

24 Exhibit A = Replied on 10/29/2025 by Officer Temgino

25 Exhibit B = Replied on 11/05/2025 by Officer Temgino

26 Exhibit C = Replied on 12/09/2025 by Officer Rasmussen
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1 **Prayer for Relief**

2 Petitioner respectfully requests that this court:

- 3
- 4 1. Grant the writ of habeas corpus and order Petitioner's immediate release under reasonable
- 5 supervision;
- 6 2. Declare that Petitioner's detention violates 8 U.S.C. § 1231 and the Fifth Amendment's Due
- 7 Process Clause;
- 8 3. Enjoin Respondents from further detention absent a significant likelihood of removal in the
- 9 reasonably foreseeable future;
- 10
- 11 4. Grant such other relief as the Court deems just and proper.

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13 Respectfully submitted this 13 day of December, 2025

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18 Signed by: 

19 Abdulaziz Said Abdella
20 ***Petitioner, Pro Se.***

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CERTIFICATE OF SERVICE

PLEASE TAKE NOTICE that on December 13, 2025, Petitioner filed with the United States District Court for the District of Arizona, this Petition for Habeas Corpus. I, **ABDULAZIZ SAID ABDELLA, Pro Se**, do hereby state that I caused a copy of Petition for Habeas Corpus to be served upon the listed individuals below at the indicated addresses via certified U.S. mail (in the event the Court does not issue the summons).

TO: Luis Rosa Jr, Warden
Central Arizona Florence Correctional
Complex
1155 North Pinal Pkwy,
Florence, AZ 85132

John Cantu, Director
ICE Enforcement and Removal Operations,
Phoenix Field Office
2035 N. Central Ave,
Phoenix, AZ 85004

Todd Lyons, Acting Director
U.S. Immigration and Customs
Enforcement
500 12th St. SW
Washington, DC 20536

Kristi Noem, Secretary
U.S. Department of Homeland Security
2707 Martin Luther King Jr. Ave. SE
Washington, DC 20528

Pamela Bondi, Attorney General
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530-0001

United States Attorney
United States Attorney's Office
District of Arizona
Two Renaissance Square
40 N. Central Ave., Suite 1800
Phoenix, AZ 85004-4449

K. Bourne, Deportation Officer
United States Immigration and
Custom Enforcement
3250 N. Pinal Parkway Avenue,
Florence, AZ 85132

ICE Field Office
2035 N. Central Avenue,
Phoenix, AZ 85004

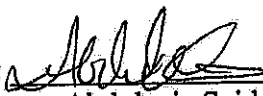
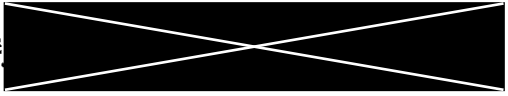
Signed by: 
Abdulaziz Said Abdella
Petitioner, Pro Se.

EXHIBIT A

Exhibit A = Replied on 10/29/2025 by Officer Temgino

Tracking #



FLORENCE SERVICE PROCESSING CENTER

DETAINEE REQUEST FORM

Date / Fecha: 10/28 Unit / Unidad:



Name / Su Nombre: Abdella Abdulaziz/S.

File No.# / Numero de Expedien



Nationality / Paiz: EJHIO

**** MARK YOUR REQUEST / MARQUE SU SOLICITUD ****



- Speak to Deportation Officer / Hablar con mi Oficial de Deportacion
- Prints, Pictures / Huellas, Fotos
- Additional time in Law Library / Tiempo adicional en la biblioteca de la ley
- Special access call / Acceso especial al teléfono
- Special visit / la visita especial
- Complaint / Queja
- Permission to receive property / Permiso para recibir propiedad
- Other Request / Otra solicitud _____

received
OCT 29 2025
DHS/ICE/ERO/FLORENCE

Have you been to court? Yes / Si

Date of Arrival here? 5/16/25

Usted ya fue a su primer corte? No

Fecha de entrada aquí? _____

Explain/Explicar: Did you get Travel documents for my country?

INS USE ONLY

Completed? Yes No

Officer Terngino

Date: 10/29/25

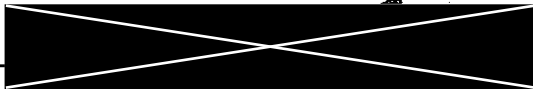
Remarks: NO waiting on TD issuance.

Return completed forms to SDEO daily for inclusion in detainee's detention file.

EXHIBIT B

Exhibit B = Replied on 11/05/2025 by Officer Temgino

Tracking #



FLORENCE SERVICE PROCESSING CENTER

DETAINEE REQUEST FORM

Date / Fecha: 11/02 Unit / Unidad:



Name / Su Nombre: Abdulaziz S. Abdella

File No.# / Numero de Expediente: [Redacted] Nationality / Raza: ETHIOPIA

**** MARK YOUR REQUEST / MARQUE SU SOLICITUD ****



Speak to Deportation Officer / Hablar con mi Oficial de Deportacion



Prints, Pictures / Huellas, Fotos



Additional time in Law Library / Tiempo adicional en la biblioteca de la ley



Special access call / Acceso especial al teléfono



Special visit / la visita especial



Complaint / Queja



Permission to receive property / Permiso para recibir propiedad



Other Request / Otra solicitud T.D.

Received

NOV 05 2025

FLORENCE

Have you been to court? Yes / Si

Date of Arrival here? 5/16/25

Usted ya fue a su primer corte? No

Fecha de entrada aquí?

Explain/Explicar: Did you get Travel Documents?

INS USE ONLY

Completed? Yes No

Officer Tungino

Date: 11/5/25

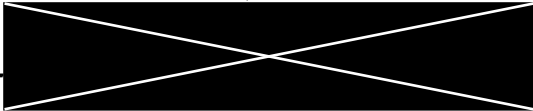
Remarks: NO NOT yet.

Return completed forms to SDEO daily for inclusion in detainee's detention file.

EXHIBIT C

Exhibit C = Replied on 12/09/2025 by Officer Rasmussen

Tracking #



FLORENCE SERVICE PROCESSING CENTER

DETAINEE REQUEST FORM

Date / Fecha: 12/18 Unit / Unidad:



Name / Su Nombre:

Abdulaziz S. Abdellatif









File No.# / Numero de Expediente:



Nationality / Paiz:

ETHIO

** MARK YOUR REQUEST / MARQUE SU SOLICITUD **

-  Speak to Deportation Officer / Hablar con mi Oficial de Deportacion
-  Prints, Pictures / Huellas, Fotos
-  Additional time in Law Library / Tiempo adicional en la biblioteca de la ley
-  Special access call / Acceso especial al teléfono Received
-  Special visit / la visita especial DEC 09 2025
-  Complaint / Queja JHS/AOE/ERO/FLORENCE
-  Permission to receive property / Permiso para recibir propiedad
-  Other Request / Otra solicitud

Have you been to court? Yes / Si

Date of Arrival here? 5/16/25

Usted ya fue a su primer corte? No

Fecha de entrada aquí? _____

Explain/Explicar: Did you get travel documents.

INS USE ONLY

Completed? Yes No

Officer RASMUSSEN

Date: 12.09.25

Remarks: STILL AWAITING TRAVEL DOCUMENTS. THEY HAVE BE REQUESTED

Return completed forms to SDEO daily for inclusion in detainee's detention file.