

Name: Rodolfo Jerez Sosa
1623 EAST J STREET SUITE FIVE
TACOMA, WASHINGTON 98421

UNITED STATES DISTRICT COURT

IN AND FOR THE WESTERN DISTRICT OF WASHINGTON

Name: Jerez Sosa Rodolfo

Petitioner

vs.

ICE Field Office Director

Respondent

) Case No. 2:25-cv-02722-JNW

) **REPLY TO RESPONSE TO MOTION**

) FILED
) LODGED
) RECEIVED



JAN 22 2026

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

BY

DEPUTY

The Petitioner is currently held in custody of the Attorney General at Tacoma's Northwest Detention Center in Tacoma Washington.

Here, the Petitioner moves this Court to

1. Be immediately released from detention under *Zadvydas v. Davis*, 533 U.S. 678, 689, 121 S. Ct. 2491, 150 L. Ed. 2D 653 (2001);[*702] *V. 208 F. 3d* at 831 and n. 30.
2. Provide me with a hearing in which the government must show I'm a risk of flight or danger to the community before re-detaining me as required by the due process clause.
3. Not to remove me to a third country in an unconstitutionally, punitive manner and provide me with a notice and an opportunity to respond to any third country removal attempt in a re-opened removal proceeding. (*KHIM v. BONDI*)

I was born in Cuba in [REDACTED] and came to USA in 1995 do to a criminal conviction

I signed deportation in 2003, After 90 days I had a review and do to the fact that ERO was not successfully removing to Cuba I was placed on an Order Of Supervision, after a total of 120 days in detention.

RE-DETENTION

I was later picked up on a re-vocation of my supervision by ERO on December 19th 2025. My removal to Cuba is just as unlikely as it was in 2003, because Cuba has been extremely reluctant to accept individual's with criminal record's, also because I came to America during the " WET FOOT DRY FOOT ACT" And I'm considered a traitor to my country for leaving in 1994. Although ICE arrested 419 Cuban's citizen's in fiscal year 2025, only 138 Cuban's were removed, and only 32 of those had criminal conviction. There are at least 34,000 Cubans with final order of removal due in large part to criminal convictions. (Quoting Lindsay Daniels, The End Of Special Treatment For Cubans With Final Order Of Removal, 122 Dick L.R. 2,707 (2018) Cuban deportation are no where near the pace required to reasonably process the backlog of individuals with pending removal orders. There is no indication that the Cuban government's policy of refusing to accept detainees with criminal records has materially changed even as the United States government has begun re-arresting detainees who where previously released under order of supervision. VEIGA v. BONDI.. ICE has not obtained a travel document from Cuba for me nor is it co-operating with ICE deportation process. Today is my 27th day in this Tacoma Washington Detention Center, (120 days in 2003 and 27 more days since my re-detention. The government states that ERO has removed Cubans who have final orders of removal through a nomination process which ERO HQ and the Cuban government participate in. The Courts have made it clear that the government

did not meet its burden nor was it persuasive enough to rebut that said detention has become indefinite. (*Veiga v. Bondi*, 2025 U.S. Dist. LEXIS 254968 case NO. 2:25-cv-02168-TMC). Therefore my detention has become illegal. (*Zadvy v. Davis* 533 U.S. 678, 689, 121 S. Ct. 2491, 150 L. Ed. 2D 653 (2001) (Dkt. # 1 at 3). ICE has asked me multiple times if I would go to Mexico and every time I've answered NO! I would be persecuted, tortured, or kidnapped because I'm not Mexican and my Religion. Therefore my removal is not in the foreseeable future.

SIMILAR CASE GRANTING HABEAS CORPUS UNDER 2241

Gil v. Lyons----*Veiga v. Bondi*

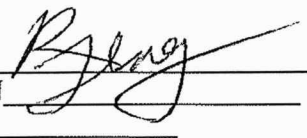
Kuot v. Bondi, 2025 U.S. Dist. LEXIS 267683 case NO. 2:25-cv-02313-BAT. [*9] also *Huyna v. Bondi*, C 25-2371-KKE, 2025 U.S. Dist. LEXIS 26538 (WD. WASH De. 23, 2025.

VERIFICATION

I, Rodolfo Jerez Sosa, do hereby aver that the words above are the truth and the entire truth, that I will testify to those facts under penalty of perjury and I provide this information based upon personal belief that they are the facts of this matter, except where stated on personal belief. Submitted under the penalty of perjury of the laws of the United States.

//

Dated this 01/20/2026


SIGN _____

PROOF OF SERVICE

&

DECLARATION

I, Rodolfo Terez Sosa, AVER THAT I AM A PARTY TO THIS ACTION DO
HEREBY AVER THAT I HAVE PROVIDED A COPY OF THE FOREGOING DOCUMENT:

REPLY TO RESPONSE TO MOTION

**U.S. District Court
Clerk's Office
700 Stewart Street, Suite 2310
Seattle, Washington 98101**

Kristin B. Johnson

700 Stewart Street, Suite 5220
Seattle WA. 98101-1271

I WILL TESTIFY UNDER THE PENALTY OF PERJURY THAT THIS IS THE TRUTH.

THE ITEMS WERE MAILED FIRST CLASS MAIL ON THE DATE BELOW.

SUBMITTED ON 01/20/2026

SIGN R. Terez Sosa