

FILED

UNITED STATES DISTRICT COURT

for the

Western District of Texas

DEC 23 2025

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY [Signature]  
DEPUTY CLERK

Heriberto Morales-Jaimes

Petitioner

SA 25 CA 1900 FB

Case No. \_\_\_\_\_  
(Supplied by Clerk of Court)

v.

Pamela Bondi, Attorney General of the United States Department of Justice; Kristi Noem, Secretary of Homeland Security; Todd Lyons, Director of U.S. Immigration and Customs Enforcement; Bobby Thompson, Warden of South Texas ICE processing center, U.S. District Court for the Western District of Texas

Respondent

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

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

Personal Information

1. (a) Your full name: Heriberto Morales- Jaimes
- (b) Other names you have used: Eddie Morales
2. Place of confinement:
  - (a) Name of institution: South Texas Detention Complex
  - (b) Address: 566 Veteran Dr, Pearsall Tx, 78061
  - (c) Your identification number: [REDACTED]
3. Are you currently being held on orders by:
 

Federal authorities       State authorities       Other - explain:
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): Detained by ICE due to being a potential flight risk.

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)

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- 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: South Texas Detention Complex- 566 Veterans Dr, Pearsall TX, 78061; Judge McKee- 566 Veteran Dr, Suite 101, Pearsall Tx 78061 # 210-368-5700

(b) Docket number, case number, or opinion number: [REDACTED]

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):  
My detainment/detention by ICE.

(d) Date of the decision or action: 10/24/2025

**Your Earlier Challenges of the Decision or Action**

7. **First appeal**

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: \_\_\_\_\_

8. **Second appeal**

After the first appeal, did you file a second appeal to a higher authority, agency, or court?

- Yes
- No

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(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**

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**

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

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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?

- 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: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

- Yes
- No

If "Yes," provide:

- (a) Date you were taken into immigration custody: 10/24/2025
- (b) Date of the removal or reinstatement order: \_\_\_\_\_
- (c) Did you file an appeal with the Board of Immigration Appeals?

- Yes
- No

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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?

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: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

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**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:** Detained unlawfully because ICE deemed petitioner as a "flight risk" without factual support, detention is based solely on petitioner's immigration status, in violation of the Due Process Clause of the 5th Amendment.

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

Ice has continued to detain petitioner based on determination that petitioner is a "flight risk." Petitioner has been to every meeting set forth by ICE. ICE has no factual proof that petitioner is a "flight Risk." Petitioner has multiple ties to the U.S. including a family, mortgage, 2 businesses.

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

Yes  No

**GROUND TWO:** Detention undermines family and hardship to the U.S. citizen relatives.

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

My detainment is causing severe hardship to my U.S. Citizen spouse and children, including medical, emotional, financial and mental harm. Immigration law recognizes family yet my detention unnecessarily disrupts my family while lawful petitions are pending and approved.

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

Yes  No

**GROUND THREE:** Bond denial due to judge not having jurisdiction.

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

I petitioned for a bond hearing and was granted that. The judge wanted to grant bond but after 2 days the Judge came back and said he had no Jurisdiction and denied my bond.

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

Yes  No

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**GROUND FOUR:** Detention contradicts USCIS determination.

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

USCIS has already determined that my qualifying family relationship is valid by approving my I-130 petition.

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

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:

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**Request for Relief**

15. State exactly what you want the court to do: I would like for the court to release me so I can get back to my family, continue my case at home and show that I am a productive member of this society.

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Additional

Grounds

Heriberto Morales-Jaimes  
A# [REDACTED]

**Ground 5:** Detention is unnecessary given pending immigration relief form I-131 through Army Veteran daughter.

**Facts:** I have a pending I-131 petition through my U.S. Citizen Medically retired U.S. Army Veteran daughter, which may allow awful travel and or parole.

**Ground 6:** Continued detention despite approved I-130 immigration visa petition.

**Facts:** I-130 petition has been approved by USCIS. It establishes that I have a qualifying family relationship and a viable path to lawful status in the United States of America.

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**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: 12/18/2025

Amanda Morales - wife  
*Signature of Petitioner*

Francheska Wright  
*Signature of Attorney or other authorized person, if any*

