

**FILED.**

**DEC 29 2025**

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY \_\_\_\_\_  
DEPUTY CLERK

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

I. INTRODUCTION

**SA25CA1940 FB**

Petitioner SOLAINE KATIUSCA CANAMERO ATENCIO, a lawful permanent resident of the United States, respectfully submits this Petition for Writ of Habeas Corpus as Next Friend and mother of detainee YAUSEL LEON CANAMERO. This petition challenges the legality, constitutionality, and conditions of his continued immigration detention at LaSalle County Regional Detention Center.

This Petition is filed pursuant to Article I, Section 9 of the United States Constitution, the Fifth Amendment Due Process Clause, and 28 U.S.C. § 2241.

II. JURISDICTION AND VENUE

This Court has jurisdiction under 28 U.S.C. § 2241, as the Petitioner challenges the legality of federal custody. Venue is proper in the Western District of Texas because Petitioner resides in Seguin, Texas, and Respondents exercise legal authority over the detention within this District.

III. PARTIES

A. Petitioner (Next Friend):

Name: Solaine Katiusca Canamero Atencio

A#: [REDACTED]

Status: Lawful Permanent Resident

DOB: [REDACTED]

Address: [REDACTED]

Phone: [REDACTED]

Email: [REDACTED]

B. Detainee:

Name: Yausel Leon Canamero

A#: [REDACTED]

DOB: [REDACTED]

Nationality: Cuban

Date of Entry: December 19, 2023  
Date of Detention: August 5, 2025  
Facility: LaSalle County Regional Detention Center

#### IV. FACTUAL BACKGROUND

The detainee has no criminal record, complied with all ICE check-ins, and does not pose a flight risk. He maintained lawful employment with HEB, held valid work authorization and Social Security number, and filed federal taxes. His mother has filed a pending Form I-130 on his behalf.

#### V. MEDICAL AND HUMANITARIAN CONCERNS

The detainee suffers from chronic asthma since childhood. Detention conditions—cold showers, climate instability, stress, and fear of retaliation—have worsened his condition. Requests for humanitarian parole were denied without adequate medical assessment, violating due process and constitutional protections.

#### VI. CONDITIONS OF CONFINEMENT

The detainee reports psychological abuse, intimidation, threats of isolation, and fear of retaliation for speaking out. Such conditions constitute punishment prior to adjudication and violate *Bell v. Wolfish*, 441 U.S. 520 (1979).

#### VII. LEGAL ARGUMENTS

##### A. Unlawful and Prolonged Detention

*Zadvydas v. Davis*, 533 U.S. 678 (2001) establishes that prolonged detention without a realistic prospect of removal is unconstitutional.

##### B. Due Process Violations

*Demore v. Kim*, 538 U.S. 510 (2003) requires individualized determinations; blanket detention violates procedural due process.

##### C. Medical Neglect

*Estelle v. Gamble*, 429 U.S. 97 (1976) holds deliberate indifference to serious medical needs unconstitutional.

##### D. Family Unity and Arraignment

*Flores v. Reno*, 507 U.S. 292 (1993) supports family unity as a constitutional interest.

##### E. Trauma and Psychological Harm

*Farmer v. Brennan*, 511 U.S. 825 (1994) establishes liability for deliberate indifference to

inmate safety.

VIII. FEAR OF RETURN

The detainee fears return to Cuba due to past harassment by state authorities based on perceived political disloyalty. Forced return would violate humanitarian protections.

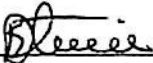
IX. PRAYER FOR RELIEF

WHEREFORE, Petitioner respectfully requests:

1. Immediate release or bond hearing;
2. Humanitarian parole;
3. Adequate medical care;
4. Any other relief this Court deems just.

X. DECLARATION AND SIGNATURE

I declare under penalty of perjury that the foregoing is true and correct.

  
\_\_\_\_\_

Solaine Katiusca Canamero Atencio  
Next Friend and Mother

Date: 12/23/2025

DECLARATION AND EXPLANATORY LETTER  
OF NEXT FRIEND AND MOTHER

I, SOLAINE KATIUSCA CANAMERO ATENCIO, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the following statements are true and correct to the best of my knowledge and belief. I submit this declaration in support of the Petition for Writ of Habeas Corpus filed on behalf of my son, YAUSEL LEON CANAMERO, for his unlawful and unconstitutional immigration detention.

I am the biological mother of Yausel Leon Canamero. I am a Lawful Permanent Resident of the United States, a Cuban national, and I reside at 1231 W Court, Apt 2201, Seguin, Texas 78155. I submit this declaration as his mother and as his Next Friend because my son is currently detained, traumatized, and unable to safely and freely advocate for himself without fear of retaliation.

My son entered the United States on December 19, 2023, seeking safety, stability, and the opportunity to work honestly and build a future. Since his arrival, Yausel has always complied with all immigration requirements and ICE check-ins. He never missed an appointment, never attempted to evade authorities, and demonstrated full cooperation with U.S. immigration officials at all times.

On August 5, 2025, my son was detained during a routine ICE appointment. Despite having a work-related injury to his hand and requiring medical attention, he chose to attend his ICE appointment responsibly and in good faith. That decision resulted in his unexpected detention, which caused severe emotional shock and trauma to him and to our entire family.

Yausel has no criminal record whatsoever. He has never been arrested, charged, or convicted of any crime. He poses no danger to the community and no risk of flight. He had stable lawful employment at HEB, held valid employment authorization, a Social Security number, and consistently filed his federal income taxes with the IRS. He has never relied on public benefits and has never been nor would ever become a public charge.

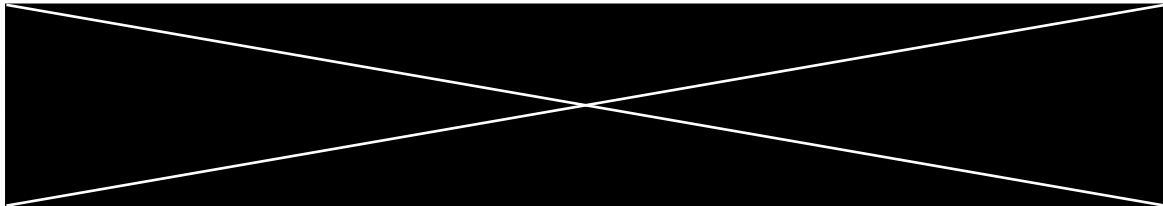
Our family is deeply rooted in the United States. Both of Yausel's parents are Lawful Permanent Residents. He has a sister, a nephew, extended family members, and a long-term romantic partner residing lawfully in this country. I have filed a Form I-130 Petition for Alien Relative on his behalf, which remains pending. Our intention has always been to follow the law and pursue lawful permanent residence for my son through proper legal channels.

Since childhood, my son has suffered from chronic asthma. This is a serious medical condition that requires consistent treatment, access to medication, avoidance of cold

temperatures, and stable environmental conditions. Since his detention, his asthma has worsened due to cold showers, inadequate climate control, stress, fear, and limited access to proper medical care.

My son has expressed extreme fear regarding the conditions inside the detention center. He has told me that detainees are psychologically intimidated, threatened with punishment, isolation, or being sent to "the hole" if they complain or speak about mistreatment. He has informed me that officers repeatedly state that all phone calls are recorded, which has caused him to fear speaking openly even to his own mother.

This constant fear has caused my son severe emotional distress, anxiety, and psychological trauma. He feels helpless, silenced, and terrified. As his mother, it is devastating to hear his fear and to be powerless to protect him.




I have personally witnessed the deterioration of my son's physical and mental health since his detention. Our entire family is suffering deeply. We are emotionally devastated, fearful for his safety, and traumatized by this unjust detention.

I respectfully beg this Honorable Court to consider my son's humanity, his medical vulnerability, his impeccable character, his family ties, and the constitutional violations involved in his detention. I ask that he be released immediately or, at minimum, granted a bond hearing or humanitarian parole so he may continue his medical treatment and reunite with his family.

I make this declaration freely, voluntarily, and with deep respect for this Court, solely seeking justice, dignity, and protection for my son.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 23 day of Diciembre, 2025.



SOLAINE KATIUSCA CANAMERO ATENCIO  
Lawful Permanent Resident  
Next Friend and Mother of Detainee

PROOF OF SERVICE

I, SOLAINE KATIUSCA CANAMERO ATENCIO, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that on the date indicated below, I caused to be served a true and correct copy of the following document:

PETITION FOR WRIT OF HABEAS CORPUS PURSUANT TO 28 U.S.C. § 2241  
and all supporting exhibits

regarding the detainee:

YAUSEL LEON CANAMERO

A#: 

by depositing said documents in the United States Mail, first-class postage prepaid,  
addressed to the following required parties:

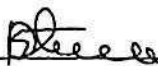
1. UNITED STATES DISTRICT COURT  
Western District of Texas – San Antonio Division  
Clerk of Court  
262 West Nueva Street, Room 1-200  
San Antonio, TX 78207
2. UNITED STATES ATTORNEY  
United States Attorney's Office  
Western District of Texas – San Antonio Division  
601 NW Loop 410, Suite 600  
San Antonio, TX 78216
3. ATTORNEY GENERAL OF THE UNITED STATES  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001
4. U.S. DEPARTMENT OF HOMELAND SECURITY  
Office of the Chief Counsel (ICE)  
Western District of Texas  
607 E. Houston Street  
San Antonio, TX 78205
5. FIELD OFFICE DIRECTOR – ICE  
Enforcement and Removal Operations (ERO)

San Antonio Field Office  
1777 NE Loop 410, Suite 1500  
San Antonio, TX 78217

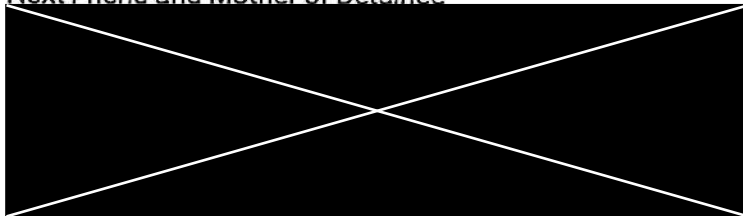
6. WARDEN / FACILITY DIRECTOR  
LaSalle County Regional Detention Center  
15976 FM 624  
Encinal, TX 78019

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 23 day of December, 2025.

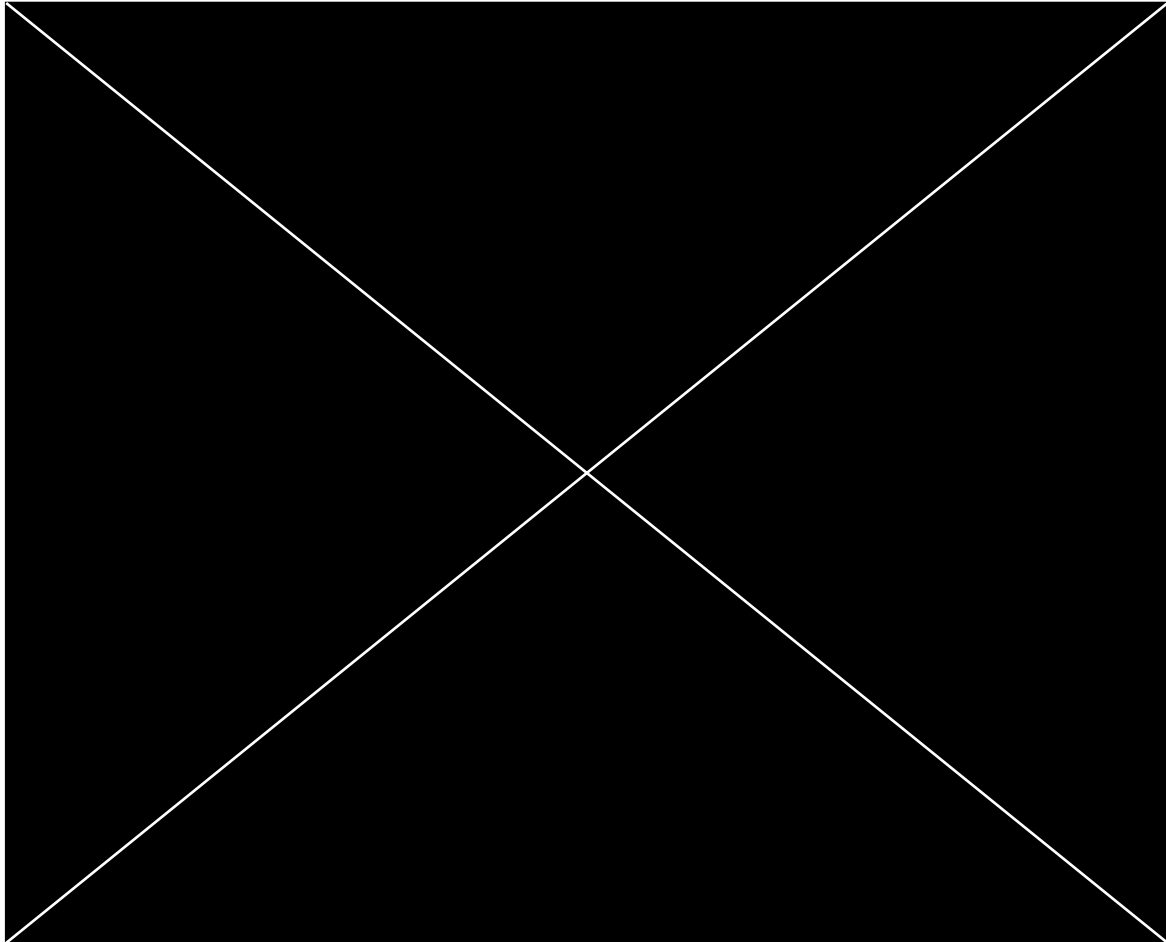
  
\_\_\_\_\_

SOLAINE KATIUSCA CANAMERO ATENCIO  
Lawful Permanent Resident  
Next Friend and Mother of Detainee



Affidavit of Catalina Atencio Vega

I, Catalina Atencio Vega, hereby declare under penalty of perjury that the following statement is true and correct based on my personal knowledge and direct experience.



My grandchildren cannot return to this country anymore, because this time they said that if they returned, they would imprison them for life for having left.

I make this declaration freely and voluntarily to be used as evidence in support of this case.

Executed on September 3, 2025

Catalina  
Catalina Atencio Vega

### Affidavit of Yaquelin Montero Lastre

I, Yaquelin Montero Lastre, hereby declare under penalty of perjury that the following statement is true and correct to the best of my personal knowledge.

I currently reside at [REDACTED] My contact information is as follows: email address [REDACTED] and telephone number [REDACTED]

I am a longtime friend of Yausel and have also been his coworker for several years. I respectfully submit this affidavit in support of his request for release.

Based on my personal knowledge and direct interactions with Yausel, I firmly believe that he does not represent any risk to the community. He is a very good person who has always complied with his ICE appointments and obligations. His parents raised him with strong moral values and taught him to always do the right thing.

Yausel is a caring, compassionate, and kind-hearted individual. He is humane, respectful, honest, and supportive of those around him. He works at H-E-B, where he has consistently demonstrated responsibility, dedication, and professionalism. Through his kindness and teamwork, he has earned the admiration, respect, and affection of coworkers and members of the community.

Within his household, Yausel is a central pillar and a positive influence. He is a good young man with strong values, serving as an example to everyone around him. For all of these reasons, I am fully convinced that Yausel does not pose any danger to the community and deserves the opportunity to remain free.

I make this declaration voluntarily and in good faith to be used as evidence in support of Yausel's case.

Executed on December 13, 2025.

  
\_\_\_\_\_  
Yaquelin Montero Lastre  
Signature

Affidavit of Yisel Palacio Fuentes

I, Yisel Palacio Fuentes, hereby declare under penalty of perjury that the following statement is true and correct to the best of my personal knowledge.

I currently reside at [REDACTED] My contact information is as follows: email address [REDACTED] and telephone number + [REDACTED]

I am a close family friend of Yausel León Cañamero, and I have known him for a long time. From the bottom of my heart, I can say that Yausel is a kind, respectful, and loving young man toward everyone. He is responsible in his home, at work, and within the community. In every environment, he is an example for others to follow.

Yausel is a person who loves God with all his heart and consistently reflects God's love through his actions. He inspires those around him to see life in a more positive and meaningful way, reminding us that God is love.

He works at H-E-B, where he is recognized as one of the best employees. Through his responsibility, solidarity, and teamwork, he has earned the respect and affection of his supervisors and coworkers. He is always willing to help others whenever they are in need.

For all of these reasons, I am fully confident that Yausel does not represent any danger to the community. His parents raised him with great love and dedication, shaping him into the honorable man he is today.

I make this declaration voluntarily and in good faith to be used as evidence in support of Yausel León Cañamero's case.

Executed on December 13, 2025.

YPF

Yisel Palacio Fuentes  
Signature

## Affidavit of Liester Vargas Hidalgo

I, Liester Vargas Hidalgo, hereby declare under penalty of perjury that the following statement is true and correct to the best of my personal knowledge.

I currently reside at [REDACTED] My contact information is as follows: email address [REDACTED] and telephone number [REDACTED]

I have been a close friend of Yausel León Cañamero for approximately fifteen (15) years, and I have also known his parents, Solaine Cañamero and Rafael León, for many years. I state with full certainty that they raised Yausel to be the exceptional son, friend, companion, and brother that he is today.

Every person who knows Yausel is deeply impressed by how kind, respectful, compassionate, humble, affectionate, and well-mannered he is toward everyone around him. He possesses admirable values and a strong, positive character.

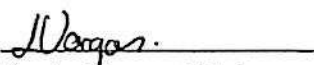
Yausel is a very responsible and dedicated worker. Those who work with him consistently describe him as an example to follow because of his commitment to his job and the strong sense of teamwork and camaraderie he demonstrates.

He loves God and reflects that beautiful light through his actions. He shows care and respect for children, the elderly, the environment, and the public good. He keeps his promises, is considerate of the feelings of others, and consistently spreads positivity to everyone around him.

For all of these reasons, I firmly believe that Yausel León Cañamero does not pose any danger to the community and deserves the opportunity to remain free.

I make this declaration voluntarily and in good faith to be used as evidence in support of Yausel León Cañamero's case.

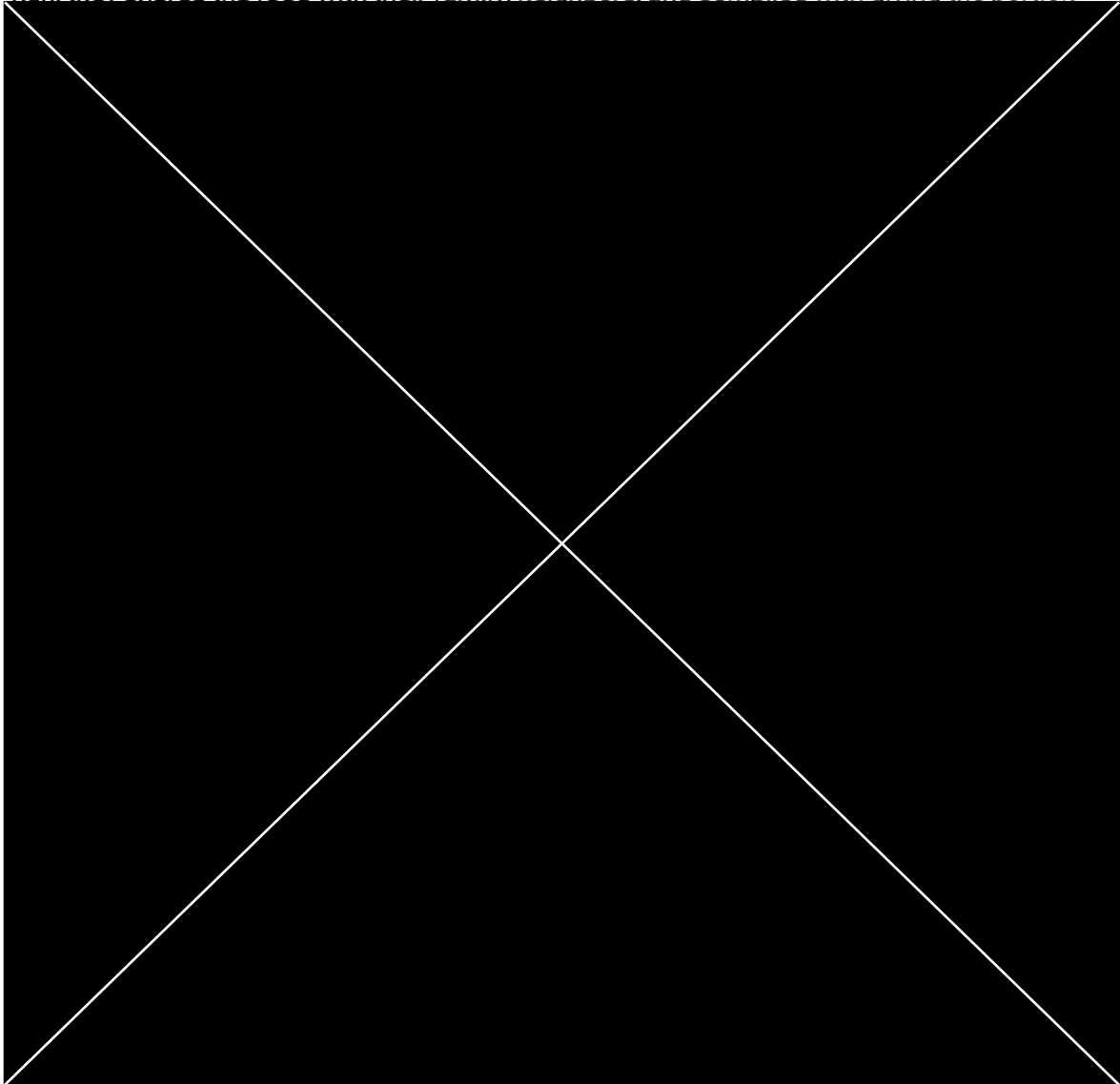
Executed on December 13, 2025.

  
Liester Vargas Hidalgo  
Signature

Affidavit of Catalina Atencio Vega

I, Catalina Atencio Vega, hereby declare under penalty of perjury that the following statements are true and correct to the best of my knowledge and personal experience.

I am a direct witness to the persecution and harassment suffered by my beloved grandson, Yausel, and his cousin, Orlando, in our country of origin. Both of them were humble, hardworking young men whose only means of survival was fishing. Whenever they caught fish, they shared the food with their family, neighbors, and complied with giving the portion



I make this declaration voluntarily and truthfully to support this case and to attest to the persecution and fear my family has endured.

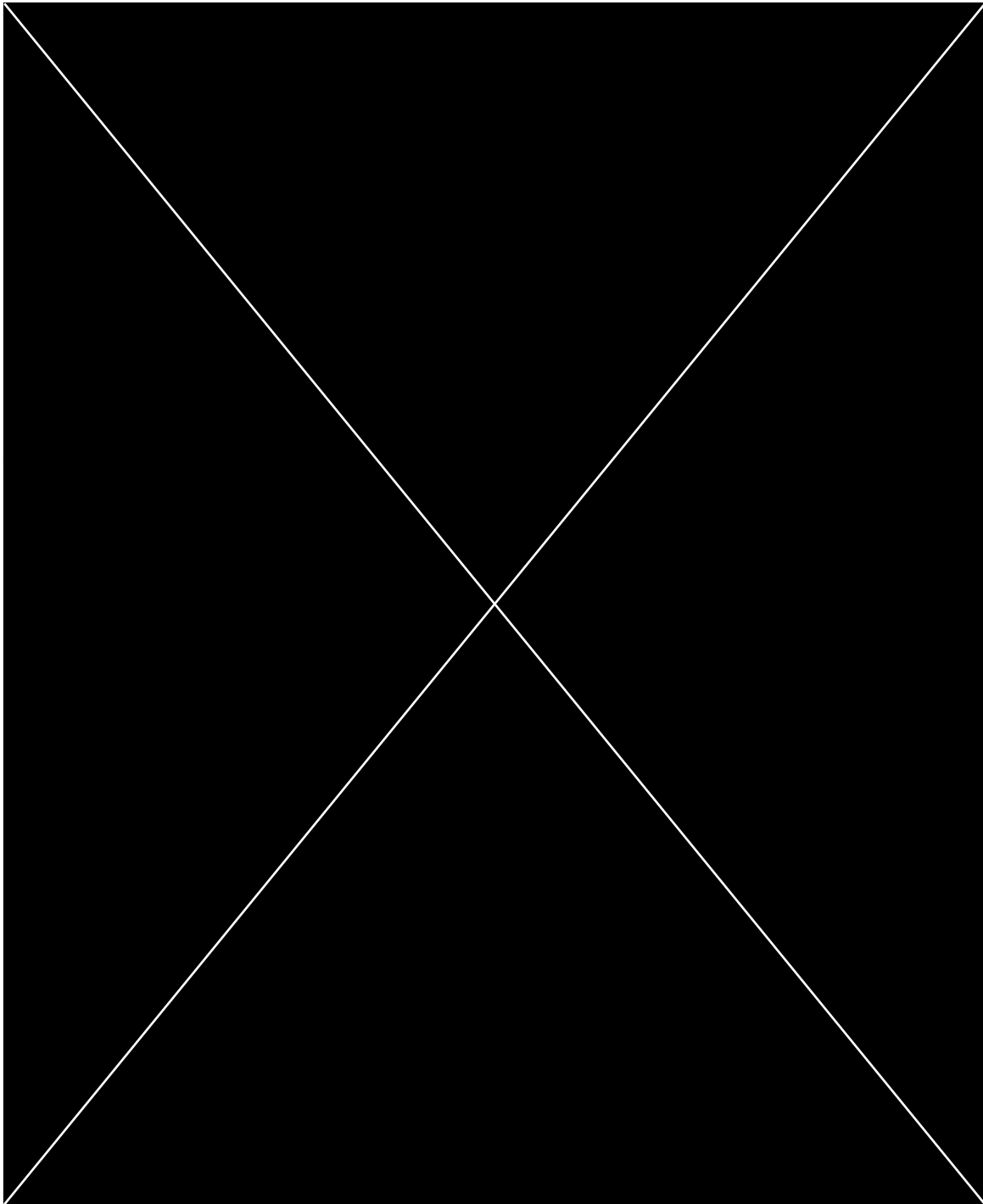
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Media Luna

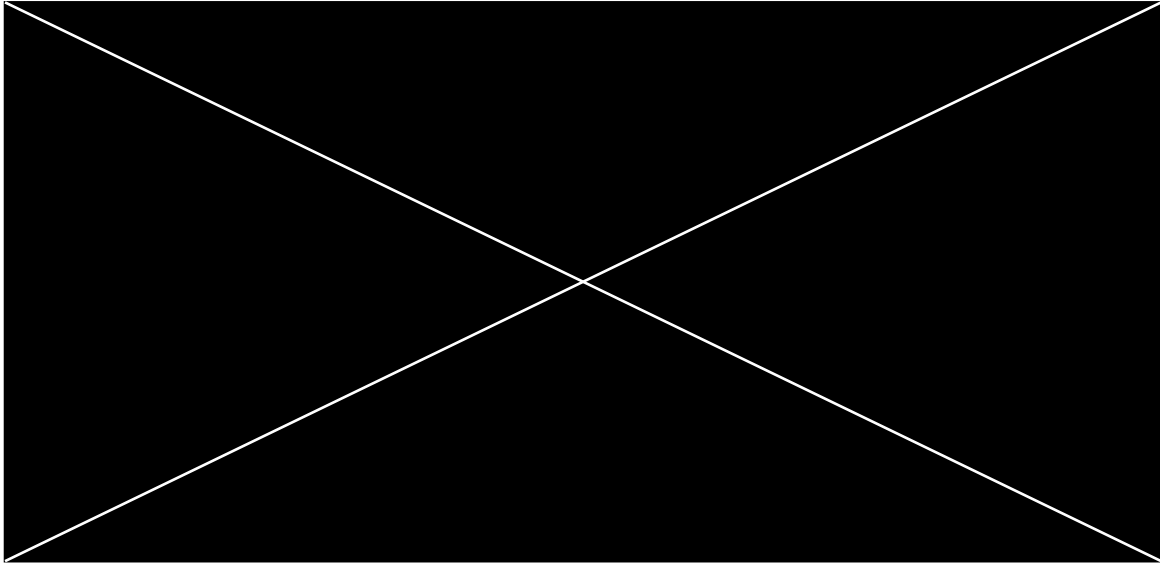
Catalina

Catalina Atencio Vega

Affidavit in Support of Asylum Application

I am the father of Yausel Leon Canamero. From a very young age, my wife and I raised our son to be an honest, hardworking, and principled man.





Your Honor, I respectfully ask from the bottom of my heart that you grant asylum to my son. We fear deeply that if he is returned to Cuba, he will be tortured or imprisoned for life. We are a responsible, united, and hardworking family. Please allow my son to remain in the United States with us so that he does not suffer persecution in Cuba.

Date: September 22, 2025

Address: 

