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

UNITED STATES DISTRICT COURT
for the

VYAZHEVICH, SERGEY OLEGOVICH
Petitioner

v.

Department of Homeland Security
AND/OR
EXECUTIVE FOR IMMIGRATION REVIEW
Respondent

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

Case No. 3:26-CN-32-WWB-MCR
(Supplied by Clerk of Court)

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

Personal Information

- (a) Your full name: VYAZHEVICH, SERGEY OLEGOVICH
- (b) Other names you have used: N/A
- Place of confinement:
 - Name of institution: NORTH FLORIDA DETENTION FACILITY
 - Address: 20706 U.S. Highway 90 West
SANDERSON, FLORIDA 32087
 - Your identification number: A- [REDACTED]
- Are you currently being held on orders by:

Federal authorities State authorities Other - explain:
- 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:

 - Name and location of court that sentenced you: _____
 - Docket number of criminal case: _____
 - Date of sentencing: _____

Being held on an immigration charge

Other (explain): _____

Decision or Action You Are Challenging

- 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: ORLANDO IMMIGRATION COURT
500 N ORANGE Ave, Orlando, FLORIDA 32801
- (b) Docket number, case number, or opinion number: _____
- (c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed): _____

(d) Date of the decision or action: JANUARY 6, 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: I am stateless individual after my order of removal, I was granted deferral of removal on 1/27/2014 and placed on supervision.

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:

Because I was granted Deferral of Removal and Placed On Supervision with DHS at Local Office and was advised that I would not win my 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:

I was released and was on supervision with DHS for 11 years, with out any problems with DHS or EOIR.

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: July 28th 2025
- (b) Date of the removal or reinstatement order: JANUARY 2014 OR SO.
- (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: I Was Brought in the United States as a child in 1989, By my parents, Our family was granted Asylum.

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 Do not cite cases or law.):

My family were granted Asylum, Due to the fact my



Because of our religious faith.

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

Yes

No

GROUND TWO: In my Deportation Proceedings, DHS Had made a error. On my form I 247 stated that I was Born in the Russian Federation, I Was Not Born in the Russian Federation. I did bring this matter up in court, How ever

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

I was ordered to be removed to the Russian Federation, even I am not a Russian citizen.

Russian Federation does not claim or recognize me as their citizen. Therefore I become a stateless individual with out any documentation or any type of passport to any country.

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

Yes

No

GROUND THREE: Because I was Born in the U.S.S.R which does not exist today, I no longer have a country of birth on record.

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

Being a stateless individual is very hard. It is impossible to get any type of documentation for travel or obtain a passport to any country.

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

Yes

No

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GROUND FOUR: Due to the fact I no longer have country to call home I feel hopeless.

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

I am individual with out a country, I have lived in this country since I was 8 years of age. I consider this to be my home and my country, I have not been out of the country of United States since I was brought here in December of 1989, by my parents that are citizen of this country today, as my brothers are as well.

(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:

I did not present none of these grounds, because I could not win my appeal.

Request for Relief

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

I would Request this Honorable Court To Order my Immediate Release back on Supervision with DHS. There is NO Reason I should be in detention, I am only a Burden on the US Government and the American People by being in detention, I want to get back to being productive member of Society of this Great Nation. I pray that this Honorable Court Grants me this Petition of Relief.

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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: 01/02/2026



Signature of Petitioner

Signature of Attorney or other authorized person, if any