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1:26-cv-014-H

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

YEINIER DAMIAN MARTÍNEZ LANDRIAN

A# [REDACTED]
Petitioner,

v.

TERRY R. GILBERT, Field Office Director, ICE ERO Dallas Field Office;
WILLIAM P. JOYCE, Warden, Bluebonnet Detention Center;
KRISTI NOEM, Secretary, U.S. Department of Homeland Security,
Respondents.

PETITION FOR WRIT OF HABEAS CORPUS
(28 U.S.C. § 2241)

I. JURISDICTION

1. This petition is brought under 28 U.S.C. § 2241.
2. Petitioner is detained at Bluebonnet Detention Center in Anson, Texas, within this Court's jurisdiction.

II. PARTIES

3. Petitioner is Yeinier Damian Martínez Landrian, native and citizen of Cuba, A# [REDACTED]
4. Respondents are federal officials responsible for Petitioner's detention.

III. FACTS

5. Petitioner has been detained by ICE since August 8, 2025.
6. Petitioner is subject to a final order of removal; however, his appeal before the Board of Immigration Appeals (BIA) is pending.
7. The BIA received the appeal on November 14, 2025.
8. Removal is not imminent.
9. Petitioner has been detained for a prolonged period without a bond hearing.
10. Continued detention violates the Due Process Clause of the Fifth Amendment.

IV. ARGUMENT

11. Prolonged immigration detention without individualized review is unconstitutional.
12. ICE has failed to show that continued detention is necessary.
13. Petitioner poses no danger and no flight risk.
14. If released, Petitioner will reside at: [REDACTED] Guymon, OK 73942, and comply with all ICE conditions.

V. RELIEF REQUESTED

- A. Grant this Petition for Writ of Habeas Corpus;
- B. Order Petitioner's immediate release; or

- C. In the alternative, order a prompt bond hearing where ICE bears the burden of proof; and
- D. Grant any other appropriate relief.

VI. VERIFICATION

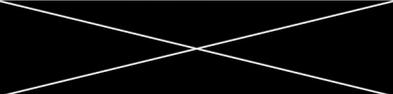
I declare under penalty of perjury that the above is true and correct.

Executed on: 01-05-2025

Signature: Yeinis

Name: **Yeinis Barbara Martinez Landrian**

Next Friend – Twin Sister, Lawful Permanent Resident

Phone: 

DECLARATION OF NEXT FRIEND

I, **Yeinis Barbara Martinez Landrian**, declare under penalty of perjury:

1. I am the twin sister of Yeinier Damian Martínez Landrian.
2. I am a Lawful Permanent Resident of the United States.
3. Yeinier is currently detained by ICE at Bluebonnet Detention Center in Anson, Texas.
4. Due to his detention, he is unable to file this habeas corpus petition on his own.
5. I have a significant relationship with Yeinier and am acting in his best interests.
6. I am filing this petition as his "Next Friend" to challenge the legality of his prolonged detention.

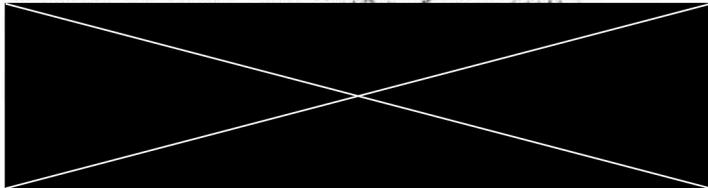
I declare this statement is true and correct.

Executed on: 01-05-2025

Signature: Yeinis

Name: Yeinis Barbara Martinez Landrian

Status: Lawful Permanent Resident

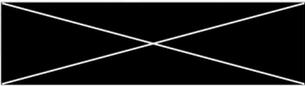


COVER LETTER TO THE COURT

Date: 01-05-2025

Clerk of Court
U.S. District Court
Northern District of Texas

RE: Petition for Writ of Habeas Corpus
Petitioner: Yeinier Damian Martínez Landrian

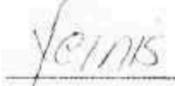
A# 

RECEIVED
JAN 0
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

Dear Clerk,

Enclosed please find a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241, filed by the Petitioner through his Next Friend, Yeinis Barbara Martinez Landrian. Petitioner is currently detained at Bluebonnet Detention Center in Anson, Texas.

Respectfully,



Yeinis Barbara Martinez Landrian
Next Friend

