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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

FLORES GUADARRAMA, MANUEL and NAVARRO CEJA, CARLOS ENRIQUE Petitioners, v. BRUCE SCOTT, Warden of the Northwest ICE Processing Center; ALEJANDRO MAYORKAS, Secretary of the U.S. Department of Homeland Security Respondents.	CIVIL ACTION NO. **PETITION FOR WRIT OF HABEAS CORPUS PURSUANT TO 28 U.S.C. § 2241**

I. INTRODUCTION

Petitioners bring this Petition for a Writ of Habeas Corpus to seek enforcement of their rights as members of the Bond Denial Class certified in *Rodriguez Vazquez v. Bostock*, No. 3:25-CV-05240-TMC (W.D. Wash. filed Mar. 20, 2025). Even where an Immigration Judge bond hearing providing an alternative bond amount has not yet occurred, federal courts retain authority under 28 U.S.C. § 2241 to remedy unconstitutional immigration detention. *Zadvydas v. Davis*, 533 U.S. 678 (2001); *Ex parte Endo*, 323 U.S. 283 (1944). District courts in this Circuit, including this Court, have recognized that release is an available habeas remedy where the

detention framework fails to provide a meaningful avenue for custody review. *Rodriguez Vazquez v. Bostock*, No. 3:25-cv-05240-TMC (W.D. Wash.); *Calderon-Rodriguez v. Wilcox*, 374 F. Supp. 3d 1024 (W.D. Wash. 2019).

Petitioners also request that DHS/ICE not transfer either Petitioner out of this jurisdiction without 48-hour advance notice to Petitioners and counsel. *Ex parte Endo*, 323 U.S. 283, 304 (1944); *Rumsfeld v. Padilla*, 542 U.S. 426, 441–42 (2004).

On September 30, 2025, this Court issued a final judgment "declar[ing] that Bond Denial Class members are detained under 8 U.S.C. § 1226(a) and are not subject to mandatory detention under 8 U.S.C. § 1225(b)(2)." *Rodriguez Vazquez v. Bostock*, No. 3:25-CV-05240-TMC, --- F. Supp. 3d ----, 2025 WL 2782499, at *27 (W.D. Wash. Sept. 30, 2025).

The Court further declared "that the Tacoma Immigration Court's practice of denying bond to Bond Denial Class members on the basis of § 1225(b)(2) violates the Immigration and Nationality Act." *Id.*

Petitioners are members of the Bond Denial Class, as they:

(a) do not have lawful status in the United States and are currently detained at NWIPC after being apprehended by DHS on or around December 3, 2025;

(b) last entered the United States without inspection and were not apprehended upon arrival; and

(c) are not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

II. JURISDICTION & VENUE

This Court has jurisdiction under 28 U.S.C. § 2241. Petitioners are currently detained at the Northwest ICE Processing Center in Tacoma, Washington.

This Court has jurisdiction pursuant to 28 U.S.C. § 2241, 28 U.S.C. § 1331, and the Due Process Clause of the Fifth Amendment to the United States Constitution.

Venue is proper in the Western District of Washington, Seattle Division, because Petitioners are physically detained within this District, and their immediate custodian, the Warden of the Northwest ICE Processing Center, resides here.

III. PARTIES

Petitioners are civil immigration detainees currently housed at the Northwest ICE Processing Center ("NWIPC") in Tacoma, Washington, within the jurisdiction of this Court.

Respondent Bruce Scott is the Warden of NWIPC and Petitioners' immediate physical custodian. As the official with day-to-day authority over Petitioners' detention, Warden Scott is the primary and required Respondent under *Rumsfeld v. Padilla*, 542 U.S. 426 (2004).

Respondent Alejandro Mayorkas is the Secretary of the U.S. Department of Homeland Security, the federal agency responsible for immigration enforcement, detention, and removal operations nationwide. Secretary Mayorkas is a proper Respondent because DHS exercises legal authority over Petitioners' detention and has the power to direct or prevent their transfer. The United States Attorney's Office for the Western District of Washington represents Secretary Mayorkas in this action.

IV. STATEMENT OF FACTS

Petitioners are members of the Bond Denial Class certified in *Rodriguez Vazquez v. Bostock*, No. 3:25-cv-05240-TMC.

Petitioner MANUEL FLORES GUADARRAMA was issued a Notice to Appear on December 7, 2025, and has a master calendar hearing set for January 21, 2026.

Petitioner CARLOS ENRIQUE NAVARRO CEJA was issued a Notice to Appear on December 3, 2025. His master calendar hearing was continued, and Petitioners are awaiting issuance of a new hearing date.

Petitioners are at risk of being transferred out of NWIPC during the pendency of this action.

Petitioners are filing motions for custody redetermination with the Immigration Court. Any bond or alternative bond determinations will be promptly supplemented into this case when available.

V. CAUSE OF ACTION

Petitioners' detention under 8 U.S.C. § 1225(b)(2)(A) is unlawful. As held in *Rodriguez Vazquez*, noncitizens apprehended in the interior of the United States are subject to the discretionary detention framework of 8 U.S.C. § 1226(a), not the mandatory detention scheme of § 1225(b)(2)(A).

To the extent Immigration Judges conclude that Petitioners do not pose a danger or flight risk yet detention nevertheless continues, such detention violates the Immigration and Nationality Act and the Due Process Clause.

VI. CLAIMS FOR RELIEF

Violation of the INA – Request for Relief Pursuant to *Rodriguez Vazquez*

Petitioners repeat, re-allege, and incorporate by reference all preceding allegations.

As members of the Bond Denial Class, Petitioners are entitled to consideration for release on bond under 8 U.S.C. § 1226(a).

Respondents are parties to *Rodriguez Vazquez* and are bound by this Court's declaratory judgment, which has the full force and effect of a final judgment. 28 U.S.C. § 2201(a).

By denying Petitioners bond hearings under § 1226(a) and asserting that they are subject to mandatory detention under § 1225(b)(2), Respondents violate Petitioners' rights under the INA and this Court's judgment.

VII. PRAYER FOR RELIEF

WHEREFORE, Petitioners pray that this Court grant the Petition and:

1. assume and retain jurisdiction;
2. enjoin Respondents from transferring Petitioners outside the Western District of Washington or removing them without 48-hour advance notice while proceedings are pending;
3. issue a writ of habeas corpus requiring Respondents to release Petitioners within one (1) business day of the Court's order;
4. prohibit re-detention based on the unlawful interpretation rejected in *Rodriguez Vazquez*;
5. order Respondents to return Petitioners' personal property upon release;
6. award reasonable attorney's fees and costs; and
7. grant such other relief as the Court deems just and proper.

VIII. SIGNATURE AND CERTIFICATION

The undersigned counsel certifies that she represents Petitioners and that this Petition is filed on their behalf pursuant to 28 U.S.C. § 2241.

Respectfully submitted this 19th day of January 2026.

/s/Vicky J Currie

Vicky J Currie, WSBA #24192
Attorney for Petitioners

CERTIFICATE OF SERVICE

I, Vicky J Currie, certify that on this 19th day of January 2026, I served true and correct copy of the **PETITION FOR WRIT OF HABEAS CORPUS PURSUANT TO 28 U.S.C. § 2241** upon the following Respondents by electronic service as permitted:

BRUCE SCOTT
Warden, Northwest ICE Processing Center
1623 East J Street
Tacoma, WA 98421

ALEJANDRO MAYORKAS
Secretary, U.S. Department of Homeland Security
245 Murray Lane SW
Washington, DC 20528

Required Service on the United States

MICHELLE R. LAMBERT
Assistant United States Attorney
United States Attorney's Office
Western District of Washington
700 Stewart Street, Suite 5220
Seattle, WA 98101
(via CM/ECF and email)

ATTORNEY GENERAL OF THE UNITED STATES
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, DC 20530

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED this 19th day of January 2026.

/s/Vicky J Currie

Vicky J Currie, WSBA #24192
Attorney for Petitioners