

FILED

JAN 20 2026

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA**

JOAN KANE, CLERK
U.S. DIST. COURT, WESTERN DIST OKLA
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DEPUTY

OLEANNYS PINA ALVARADO,
Petitioner,

v.

KRISTI NOEM, in her official capacity as Secretary of
the Department of Homeland Security;
TODD LYONS, in his official capacity as Acting
Director of U.S. Immigration and Customs
Enforcement;
ICE FIELD OFFICE DIRECTOR, ENFORCEMENT
AND REMOVAL OPERATIONS;
WARDEN, DIAMONDBACK CORRECTIONAL
FACILITY,
Respondents.

Case No. _____

APPLICATION FOR ISSUANCE
OF ORDER TO SHOW CAUSE
(28 U.S.C. § 2243)

1. Pursuant to 28 U.S.C. § 2243, Petitioner Oleannys Pina Alvarado respectfully requests that this Court forthwith issue an Order directing Respondents to show cause why the Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. § 2241 should not be granted.
2. Petitioner challenges the lawfulness of her arrest and continued civil immigration detention, which violate the Fourth Amendment and the Fifth Amendment Due Process Clause of the United States Constitution. See Petition for Writ of Habeas Corpus, Dkt. No. ____.

3. The federal habeas statute provides that “[a] court, justice or judge entertaining an application for a writ of habeas corpus shall forthwith award the writ or issue an order directing the respondent to show cause why the writ should not be granted, unless it appears from the application that the applicant or person detained is not entitled thereto.” 28 U.S.C. § 2243.
4. Section 2243 further provides that the writ or order to show cause “shall be returned within three days unless for good cause additional time, not exceeding twenty days, is allowed.”
5. Section 2243 also mandates that the court “shall summarily hear and determine the facts, and dispose of the matter as law and justice require.”
6. Petitioner remains physically detained at Diamondback Correctional Facility in Watonga, Oklahoma, and continues to suffer an ongoing deprivation of her physical liberty, which constitutes irreparable harm.
7. Petitioner has demonstrated that:
 8. she was seized without a warrant and without probable cause;
 9. she was misled regarding the nature and basis of her detention;
 10. she has a pending asylum application, approved employment authorization, no criminal history, and strong family and community ties; and
 11. she is subjected to prolonged civil immigration detention without a meaningful individualized custody or bond determination.
12. Given the serious constitutional violations alleged and the ongoing deprivation of liberty, additional time for Respondents to respond is inappropriate, and expedited consideration is required to prevent further irreparable harm.

13. Accordingly, Petitioner respectfully requests that this Court immediately issue an Order to Show Cause directing Respondents to file a return within three (3) days of the Court's Order, and to permit Petitioner to file a reply within a reasonable time thereafter.

Date: 01/08/2026

Signature: Oleannys Pina

Oleannys Pina Alvarado

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Petitioner, Pro Se