

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the

FILED
U.S. DISTRICT COURT
SOUTH DISTRICT OF GEORGIA

2026 JAN 26 A 10:57

CLERK LJM
SO. DIST. OF GA.

Case No. 5:26CV101
(Supplied by Clerk of Court)

Ángel David Casanova Ferrer 

Petitioner

v.

Warden, Ray James Correctional Facility


U.S. Immigration and Customs Enforcement (ICE)

Respondent

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

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

Personal Information

1. (a) Your full name: Angel Casanova Ferrer
- (b) Other names you have used: _____
2. Place of confinement:
 - (a) Name of institution: Ray James correctional facility
 - (b) Address: 200 Gulfstream Rd, flokston GA 31537
 - (c) Your identification number: 
3. Are you currently being held on orders by:

Federal authorities State authorities Other - explain: _____

Immigration detention by ICE
4. 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:

 - (a) Name and location of court that sentenced you: _____
 - (b) Docket number of criminal case: _____
 - (c) Date of sentencing: _____

Being held on an immigration charge

Other (explain): _____

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241


Decision or Action You Are Challenging

5. 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)
- 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: U.S immigration and customs enforcement ICE

(b) Docket number, case number, or opinion number: 

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):

Continued immigration detention without a bond hearing or judicial review

(d) Date of the decision or action: November 26, 2025 (date of detention)

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: Immigration court

(2) Date of filing: January 6, 2026

(3) Docket number, case number, or opinion number: Case numbers 

(4) Result: Bond denied for lack of jurisdiction

(5) Date of result: January 6, 2026

(6) Issues raised: Request for bond hearing

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

(b) If you answered "No," explain why you did not appeal: _____

8. **Second appeal**


After the first appeal, did you file a second appeal to a higher authority, agency, or court?

Yes No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: Board of Immigration Appeals (BIA)

(2) Date of filing: April 21, 2025

(3) Docket number, case number, or opinion number: 

(4) Result: Pending

(5) Date of result: _____

(6) Issues raised: Motion to Reopen and request to join spouse's asylum case

(b) If you answered "No," explain why you did not file a second 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: _____

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

(b) If you answered "No," explain why you did not file a third appeal: Appeal is currently pending before the BI

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

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: _____

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- (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: November 26, 2025
(b) Date of the removal or reinstatement order: April 2, 2025
(c) Did you file an appeal with the Board of Immigration Appeals?

- Yes No

If "Yes," provide:

- (1) Date of filing: April 21, 2025
(2) Case number: [REDACTED]
(3) Result: Pending
(4) Date of result: _____
(5) Issues raised: Motion to Reopen and family asylum unity

- (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: _____

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- (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: _____
- _____
- _____
- _____
- _____
- _____
- _____

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.

GROUND ONE: _____

Petitioner is detained without a bond hearing. An Immigration Judge denied bond for lack of jurisdiction while a BIA appeal is pending. No court currently reviews the legality of detention.

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

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

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

Yes No

GROUND TWO: Petitioner was arrested without a judicial warrant. Arresting agents did not identify themselves and failed to notify family.

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

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

Yes No

GROUND THREE: Petitioner has three minor children, including a U.S. citizen child. Continued detention causes severe financial and emotional hardship.

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

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

Yes No

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

GROUND FOUR:

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

(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: N/A - all available remedies were pursued.

Request for Relief

15. State exactly what you want the court to do: Immediate release from immigration detention or, in the alternative, an immediate bond hearing before a court with jurisdiction.

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

Declaration Under Penalty Of Perjury

If you are incarcerated, on what date did you place this petition in the prison mail system:
Diximary Moran , (spouse Angel Casanova Ferrer)

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: 01/20/2026



Signature of Petitioner

Signature of Attorney or other authorized person, if any

Print

Save As...

Reset

AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

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

Instructions

1. **Who Should Use This Form.** You should use this form if
 - you are a federal prisoner and you wish to challenge the way your sentence is being carried out (*for example, you claim that the Bureau of Prisons miscalculated your sentence or failed to properly award good time credits*);
 - you are in federal or state custody because of something other than a judgment of conviction (*for example, you are in pretrial detention or are awaiting extradition*); or
 - you are alleging that you are illegally detained in immigration custody.

2. **Who Should Not Use This Form.** You should not use this form if
 - you are challenging the validity of a federal judgment of conviction and sentence (*these challenges are generally raised in a motion under 28 U.S.C. § 2255*);
 - you are challenging the validity of a state judgment of conviction and sentence (*these challenges are generally raised in a petition under 28 U.S.C. § 2254*); or
 - you are challenging a final order of removal in an immigration case (*these challenges are generally raised in a petition for review directly with a United States Court of Appeals*).

3. **Preparing the Petition.** The petition must be typed or neatly written, and you must sign and date it under penalty of perjury. **A false statement may lead to prosecution.**

All questions must be answered clearly and concisely in the space on the form. If needed, you may attach additional pages or file a memorandum in support of the petition. If you attach additional pages, number the pages and identify which section of the petition is being continued. Note that some courts have page limitations. All filings must be submitted on paper sized 8½ by 11 inches. **Do not use the back of any page.**

4. **Supporting Documents.** In addition to your petition, you must send to the court a copy of the decisions you are challenging and a copy of any briefs or administrative remedy forms filed in your case.

5. **Required Filing Fee.** You must include the \$5 filing fee required by 28 U.S.C. § 1914(a). If you are unable to pay the filing fee, you must ask the court for permission to proceed in forma pauperis – that is, as a person who cannot pay the filing fee – by submitting the documents that the court requires.

6. **Submitting Documents to the Court.** Mail your petition and 1 copies to the clerk of the United States District Court for the district and division in which you are confined. For a list of districts and divisions, see 28 U.S.C. §§ 81-131. All copies must be identical to the original. Copies may be legibly handwritten.

If you want a file-stamped copy of the petition, you must enclose an additional copy of the petition and ask the court to file-stamp it and return it to you.

7. **Change of Address.** You must immediately notify the court in writing of any change of address. If you do not, the court may dismiss your case.

TABLE OF CONTENTS

1. AO-242 – Petition for Writ of Habeas Corpus Form
2. JS-44 – Civil Cover Sheet
3. Petition for Writ of Habeas Corpus
4. Emergency Motion for Immediate Consideration
5. Motion for Immediate Bond Hearing
6. Sworn Declaration of Diximary Moran Velásquez
7. Declaration Regarding Lack of Jurisdiction
8. Declaration Regarding Unlawful Arrest
9. Declaration Regarding Pending BIA Appeal and Motion to Reopen
10. Supplemental Declaration Regarding Lost Vehicles and Personal Property
11. Humanitarian Letter to the Court.
12. Personal identifications
13. Exhibits (Supporting Evidence)
 - a. Exhibit A – Birth Certificates of Children
 - b. Exhibit B – Marriage Certificate
 - c. Exhibit C – Immigration Court & BIA Documents
 - d. Exhibit D – Notice of Immigration Court Hearing (January 6, 2026)
 - e. Exhibit E – Letters of Good Moral Character
 - f. Exhibit F – Tax Returns / Financial Proof
 - g. Exhibit G – Church Letter
 - h. Documento H– Declaration Regarding TPS Application
 - i. Exhibit I – Declaration Regarding TPS Alliance Participation
 - j. Exhibit J – Lost Property Evidence
 - k. Exhibit K – Sponsor Letter
 - l. Exhibit L– Sponsor Documents
14. Certificate of Service

PETITION FOR WRIT OF HABEAS CORPUS

(28 U.S.C. § 2241)

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF GEORGIA

ÁNGEL DAVID CASANOVA FERRER

A-Number: 

Date of Birth: 

Petitioner,

v.

WARDEN, RAY JAMES CORRECTIONAL FACILITY; U.S.


IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE)

Respondents.

PETITION FOR WRIT OF HABEAS CORPUS

I, DIXIMARY MORAN VELÁSQUEZ, acting on behalf of my husband Ángel David Casanova Ferrer, respectfully state:

I. IDENTIFICATION OF THE DETAINEE

1. Name: Ángel David Casanova Ferrer
2. A-Number: 
3. Place of detention: Ray James Correctional Facility, Folkston, Georgia
4. Date of detention: November 26, 2025

II. FACTS (UPDATED)

5. On November 26, 2025, Petitioner was detained by individuals later identified as local police officers acting in conjunction with immigration agents.
6. The officers did not identify themselves, did not explain the reason for the arrest, and did not present any judicial warrant or lawful order.
7. Petitioner was detained without probable cause, despite possessing valid immigration documentation.
8. Petitioner's family was not notified of his arrest by any authority.
9. His spouse only learned of the detention after Petitioner was allowed to make a phone call.
10. Since his arrest, Petitioner has remained detained without any hearing, bond review, or court date.
11. On January 6, 2026, an Immigration Judge denied bond for lack of jurisdiction, leaving Petitioner without any forum for review.

III. LEGAL GROUNDS

12. The detention violates the Fourth Amendment (arrest without warrant or probable cause).
13. It violates the Fifth Amendment Due Process Clause.
14. Prolonged detention without judicial review is unconstitutional.

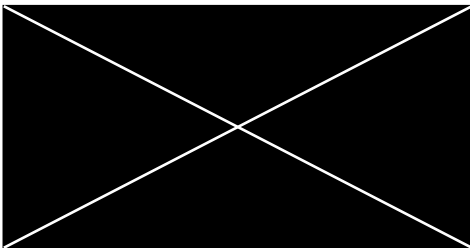
IV. RELIEF REQUESTED

The Petitioner respectfully requests that this Court:

- a. Issue a Writ of Habeas Corpus;
- b. Order immediate release, or
- c. Order an immediate bond hearing;
- d. Grant any other relief deemed just.

Respectfully submitted,

Diximary Moran Velásquez




Date: 01/29/2026

Signature: 

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA

ÁNGEL DAVID CASANOVA FERRER

A-Number: 

Petitioner,

v.

WARDEN, RAY JAMES CORRECTIONAL FACILITY; U.S.

IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE)

Respondents.

SUPPLEMENTAL DECLARATION REGARDING LOST VEHICLES AND PERSONAL PROPERTY

I, Diximary Moran Velásquez, declare under penalty of perjury that the following is true and correct:

1. On November 26, 2025, when my husband, Ángel David Casanova Ferrer, was arrested, he was taken into custody abruptly and without notice to our family.
2. At the time of his arrest, my husband was in possession of two vehicles. He was driving one vehicle and towing a second vehicle using a dolly trailer.
3. Inside the primary vehicle were my husband's passport, identification documents, cash, and work tools of high monetary value, which he used for his livelihood.
4. After his arrest, both vehicles and the dolly trailer were taken by a towing company to an unknown location.
5. When I later recovered the primary vehicle, it was returned completely empty, and all personal belongings were missing, including my husband's passport, identity documents, cash, and work tools.

6. The second vehicle and the dolly trailer were never returned to me, and I was not provided with any information regarding their location or disposition.


7. Despite repeated attempts to recover my husband's property, no authority or towing company has returned the missing vehicle, the dolly trailer, or the personal belongings, nor provided any explanation or accountability.

8. The loss of my husband's passport, identification documents, vehicles, trailer, and work tools has caused severe additional hardship, as these items are essential for his identity, legal matters, transportation, and ability to work.

9. This declaration is submitted in support of the Petition for Writ of Habeas Corpus to further demonstrate the lack of due process, the unlawful nature of the arrest, and the severe consequences suffered by our family as a result of my husband's detention.

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

correct. Executed on: 01/20/2026

At: Kissimmee, Florida
Signature: 

Diximary Moran Velásquez

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA**

Re: Ángel David Casanova Ferrer

A-Number: 

Honorable Judge:

My name is Diximary Moran Velásquez, and I respectfully write to this Honorable Court as the wife of Ángel David Casanova Ferrer, who has been detained since November 26, 2025, at Ray James Correctional Facility in Folkston, Georgia.

I write with the deepest respect for this Court, but also with great urgency. My husband remains detained without a hearing, without a court date, and without any immigration judge having jurisdiction to review his detention.

On January 6, 2026, a bond request was submitted on his behalf before an Immigration Judge. That request was denied solely because the Immigration Court lacked jurisdiction to grant bond. Since then, my husband has remained in custody with no judicial forum available to him, making this habeas corpus petition our only remaining legal remedy.

My husband is the sole provider for our family. We have three (3) minor children, including our youngest child, who is 16 months old and was born in the United States. Since my husband's detention, our family has been left without any income.

The impact on our children has been devastating. Our older children are emotionally affected by the absence of their father, to the point that they resist attending school and struggle daily with anxiety and sadness. Our youngest child has been deprived of the daily care and presence of his father during a critical stage of development.

Due to our lack of financial resources, we were forced to leave our home and give up the stability and basic comforts we once had. We are currently living in a single room, graciously provided by friends, because we are unable to pay rent or keep up with our increasing bills and living expenses.

This prolonged detention has placed our family at risk of homelessness, extreme financial hardship, and irreparable emotional harm, especially to our children. My husband is not a danger to the community, has no criminal convictions, and is not a flight risk. He has always complied with the law and is fully willing to comply with any conditions this Court may impose.

I respectfully ask this Honorable Court to consider both the legal and humanitarian circumstances of this case and to review the legality of my husband's continued detention. I humbly request that the Court grant relief through his release or, at minimum, order an

immediate bond hearing, so that our family may regain stability and our children may reunite with their father.

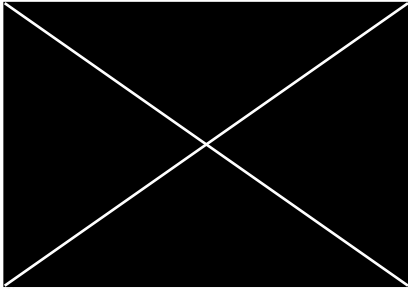
Thank you for your time, your consideration, and your commitment to

justice. Respectfully submitted,

Diximary Moran Velásquez



01/20/2026





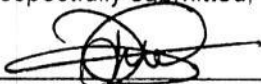
CERTIFICATE OF SERVICE

I hereby certify that on this 20 day of January 2026, a true and correct copy of the Petition for Writ of Habeas Corpus and all supporting documents were served by U.S. Mail, postage prepaid, to the following parties:

Warden
D. Ray James Correctional Facility
P.O. Box 2000
Folkston, GA 31537

United States Attorney's Office
Southern District of Georgia
22 Barnard Street, Suite 300
Savannah, GA 31401

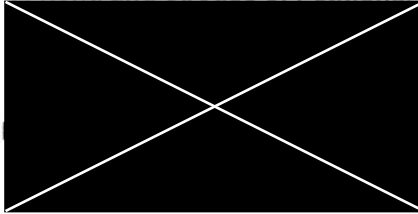
Respectfully submitted,



Diximary Moran Velásquez

Respectfully submitted,

Diximary Moran Velásquez
Next Friend and Spouse of Petitioner



Signature: _____

A handwritten signature in black ink, appearing to be 'DMV', written over a horizontal line.

Thank you.

Dear Honorable Judge,

My name is Diximary Moran Velásquez, and I respectfully write to this Court as the wife of Ángel David Casanova Ferrer, who is currently unjustly detained at D. Ray James Correctional Facility in Folkston, Georgia. I am submitting this Petition for Writ of Habeas Corpus because I am urgently requesting my husband's release as soon as possible.

My husband has been detained since November 26, 2025, without any scheduled court date and without meaningful judicial review of his detention. A request for bond was previously submitted; however, on January 6, 2026, an Immigration Judge stated that the court lacked jurisdiction to grant bond due to a pending appeal before the Board of Immigration Appeals. As a result, my husband remains detained with no court currently exercising jurisdiction over his liberty.

I am bringing this habeas corpus action because our family is experiencing severe and ongoing hardship due to his continued detention.

We are the parents of three young children. Our youngest child, who is 16 months old, was born in the United States and is a U.S. citizen. My husband is a devoted father and the sole financial provider for our family. Since his detention, I have been unable to pay our bills, rent, and basic living expenses. We lost our home and were forced to move into a single room with friends who generously took us in because we had no other option.

Our children are suffering emotionally from the absence of their father. They ask for him every day, and their stability, education, and emotional well-being have been deeply affected. I am doing everything in my power to care for them, but without my husband's presence and support, our situation has become overwhelming and unsustainable.

I write with full respect for the law and for this Court, but also with urgency and humility. My husband has a pending appeal and Motion to Reopen before the Board of Immigration Appeals, yet he remains detained without a bond hearing and without any court reviewing the legality of his continued detention.

For these reasons, I respectfully ask this Court to consider the human and constitutional impact of my husband's detention on our children and our family, and to order his immediate release, or, in the alternative, an immediate bond hearing before a court with proper jurisdiction, so that our family may remain together while his immigration case is lawfully reviewed.

Thank you for taking the time to read my words and for considering the urgency of our situation. I place my trust in the Court's sense of justice, fairness, and compassion.

Respectfully submitted,

Diximary Moran Velásquez / Wife of Ángel David Casanova Ferrer

