


KUMAR PRINCE
NAME 
PRISON NUMBER

FILED
JAN 21 2026
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DOF DEPUTY

OTAY MESA DETENTION CENTER
PLACE OF CONFINEMENT
OTAY MESA DETENTION CENTER
P.O. BOX 439044 SAN DIEGO, CA 92143-9044
ADDRESS

**United States District Court
Southern District Of California**

KUMAR PRINCE
(FULL NAME OF PETITIONER)
Petitioner

Civil No. '26 CV0490 RBM SBC
(TO BE FILLED IN BY CLERK OF U.S. DISTRICT COURT)

CHRISTOPHER LA ROSE, PATRICK
DIVUEA, KRISTIN OREM, PAMELA BOND
(NAME OF WARDEN, SUPERINTENDENT, JAILOR, OR AUTHORIZED
PERSON HAVING CUSTODY OF PETITIONER, E.G. PAROLE OFFICER)
Respondent

PETITION FOR WRIT OF HABEAS CORPUS

UNDER 28 U.S.C. § 2241

and
The Attorney General of the State of
California, Additional Respondent.


1. 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 or case number (if you know): _____
 - (c) Date of sentencing: _____
 - Being held on immigration charge
 - Other (explain): _____

2. Are you currently being held on orders by:
 Federal authorities State authorities Other - explain:

3. What are you challenging in this petition:
 How your sentence is being carried out, calculated, or credited by prison or parole authorities
 Pretrial detention
 Immigration detention
 Detainer
 The validity of your conviction or sentence as imposed
 Disciplinary proceedings
 Other (specify): _____

4. Provide more information about the decision or action you are challenging:

(a) Name and location of the court or agency: OLIVIA MESA IMMIGRATION COURT,
7488 CALZADA DE LA FUENTE SAN DIEGO, CA 92154

(b) Case number, docket number or opinion number (if you know): 

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

(d) Date of the decision or action: _____

5. Did you **appeal** the decision, file a grievance or seek an administrative remedy?

Yes No

(a) If your answer to 5 was "Yes," give the following information:

(1) Name of court, agency or authority: _____

(2) Date of filing: _____

(3) Case number, docket number or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If your answer to 5 was "No," explain why you did not appeal: N/A

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

Yes No

(a) If your answer to 6 was "Yes," give the following information:

- (1) Name of court, agency or authority: _____
- (2) Date of filing: _____
- (3) Case number, docket number or opinion number: _____
- (4) Result: _____
- (5) Date of result: _____
- (6) Issues raised: _____

(b) If your answer to 5 was "No," explain why you did not appeal: N/A

7. After the second appeal, did you file a **third appeal** to a higher authority, agency or court?

Yes No

(a) If your answer to 7 was "Yes," give the following information:

- (1) Name of court, agency or authority: _____
- (2) Date of filing: _____
- (3) Case number, docket number or opinion number: _____
- (4) Result: _____
- (5) Date of result: _____
- (6) Issues raised: _____

(b) If your answer to 7 was "No," explain why you did not appeal: N/A

8. State *concisely* every ground on which you claim that you are being held in violation of the constitution, law or treaties of the United States. Summarize *briefly* the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting same.

CAUTION: In order to proceed in the federal court, you must ordinarily first exhaust your available court remedies as to each ground on which you request action by the federal court. Moreover, if you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.

You should *raise in this petition all available grounds* on which you base your allegations that you are being held in custody unlawfully.

GROUND ONE: ILLEGAL MODE OF ARREST

(a) **Supporting FACTS** (state *briefly* without citing cases or law) _____

I HAVE BEEN RESIDING IN THE UNITED STATES OF AMERICA FOR MORE THAN TWO YEARS. ON MARCH 12, 2023 I CROSSED THE MEXICO-US BORDER AND I WAS APPREHENDED ON THE SAME DAY BY IMMIGRATION AUTHORITIES. I WAS THEN RELEASED ON PAROLE ON MARCH 16, 2023 BY THE DISCRETION OF THE ATTORNEY GENERAL. DURING MY STAY IN THE UNITED STATES I HAVE NOT VIOLATED ANY CONDITIONS PERTAINING MY PAROLE CONDITIONS. I HAVE NO CRIMINAL RECORD. I HAVE A WORK PERMIT AND I HAVE BEEN GOING TO MY COURT DATES AND ICE APPOINTMENT FOR CHECK-INS. AFTER RECEIVING A PHONE CALL FROM ICE WHILE AT WORK I WAS ARRESTED WITHOUT THEM TELLING ME WHY. HENCE, THE MODE OF MY ARREST WAS ILLEGAL.

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

Yes No

GROUND TWO: VIOLATION OF FIFTH AMENDMENT RIGHT TO DUE PROCESS - PROLONGED DETENTION WITHOUT BOND OR PAROLE.

(a) **Supporting FACTS** (state briefly without citing cases or law):

I HAVE BEEN DETAINED FOR ALMOST 6 MONTHS, MY MERITS HEARING IS ON APRIL 14, 2026. THAT WILL MAKE IT 8 MONTHS OF ME BEING DETAINED WHICH ENFORCES THE UNLAWFUL PROLONGED DETENTION RULE. I HAVE NEVER BEEN GIVEN A CUSTODY REDETERMINATION HEARING WHERE THE GOVERNMENT BEARS THE BURDEN OF PROVING BY CLEAR AND CONVINCING EVIDENCE THAT MY CONTINUED DETENTION IS NECESSARY. MY STATUTORY CLASSIFICATION DOES NOT PERMIT THE GOVERNMENT TO DETAIN ME INDEFINITELY WITHOUT A HEARING. THE RESPONDENTS ARE VIOLATING MY FIFTH AMENDMENT RIGHTS.

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

Yes No

GROUND THREE: HEALTH PROBLEMS

(a) Supporting FACTS (state briefly without citing cases or law):

EVEN SINCE I HAVE BEEN DETAINED BY IMMIGRATION AUTHORITIES
I HAVE DEVELOPED MENTAL HEALTH PROBLEMS WHICH INCLUDE
PTSD DUE TO THE TRAUMA I EXPERIENCED IN THE PAST, ANXIETY,
SLEEPLESS NIGHT AND NIGHTMARES. I WAS TAKEN INTO A
MENTAL CELL FOR 3 DAYS THE FIRST DAYS I WAS BROUGHT
INTO DETENTION. I WENT TO A PSYCHIATRIST FOR MENTAL
HEALTH EVALUATION, THE PSYCHIATRIST SAID SHE CAN GIVE SOME
MENTAL THERAPY TIPS BUT IT CANT REALLY HELP MY SITUATION
BECAUSE I AM STILL STRESSED AND WORRIED BECAUSE OF MY STAY
IN DETENTION. EVERY DAY I SPEND IN DETENTION MY MENTAL HEALTH
WORSENS.

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

Yes No

GROUND FOUR: N/A

(a) Supporting FACTS (state *briefly* without citing cases or law): N/A

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

Yes No

9. If any of the grounds listed in 4A, B, C, and D were not previously presented in any other court, state or federal, state briefly what grounds were not presented, and give your reasons for not presenting them:

ALL GROUNDS WERE PRESENTED.

10. Do you have any petition or appeal now pending in any court, either state or federal, as to the execution of sentence under attack?

Yes No

11. Give the name and address, if known, of each attorney who represented you in the following stages of the execution of sentence attacked herein:

(a) In any post-conviction proceeding N/A

(b) On appeal from any adverse ruling in a post-conviction proceeding N/A

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

SIGNATURE OF ATTORNEY (IF ANY)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

15-01-2026

(DATE)


SIGNATURE OF PETITIONER