

2. Petitioner is presently believed to be in the custody of U.S. Immigration Customs and Enforcement (“ICE”) at the Immigration and Customs Enforcement Field Office in Burlington, at 1000 District Ave., Burlington, MA 01803. The ICE detainee locator website reflects that the Boston Field Office has jurisdiction over Petitioner, with instructions to call the Boston ICE Field Office, but that phone number disconnects after playing a prerecorded message, with no opportunity to speak to a person.
3. ICE detained Petitioner on January 20, 2026 when she was walking to her job at a restaurant in South Portland, Maine. Counsel’s understanding is that at some point after her arrest, she was transported to the Burlington, MA ICE Field Office.
4. Petitioner has a timely-filed asylum application pending before USCIS.
5. Transferring Petitioner outside of Massachusetts would infringe on her due process rights by impacting counsel’s ability to represent her effectively in bond and removal proceedings before the Chelmsford Immigration Court, where she has a pending application for asylum.
6. Further, counsel’s understanding is that there is limited if any remaining bed space for women in Massachusetts.
7. Conditions at the Burlington ICE Field Office are currently unacceptable; for example ,men and women are reportedly being held in the same rooms.

JURISDICTION AND VENUE

8. This Court has jurisdiction pursuant to 28 U.S.C. § 2241.
9. Venue lies in the District of Massachusetts, the judicial district where, on information and belief, the Petitioner is currently detained.

PARTIES

10. Petitioner is a citizen and national of Nicaragua. Prior to her detention, she resided in Maine.

She is now believed to be detained in Massachusetts.

11. Respondent Patricia Hyde, and other Respondents of their agents, are the Petitioner's immediate custodians.

CLAIM FOR RELIEF

VIOLATION OF FIFTH AMENDMENT RIGHT TO DUE PROCESS

12. Petitioner's detention violates her right to substantive and procedural due process guaranteed by the Fifth Amendment to the U.S. Constitution. The substantive component of the Due Process Clause of the Fifth Amendment to the United States Constitution protects Petitioner's liberty interests. Petitioner has a substantive liberty interest in remaining in the U.S., and specifically in Massachusetts, where she can continue to work closely with her immigration attorney (undersigned counsel) to continue her asylum case.

13. The procedural component of the Due Process Clause of the Fifth Amendment to the United States Constitution prevents the Respondents from depriving Petitioner of liberty without procedural protections.

PRAYER FOR RELIEF

Wherefore, Petitioner asks this Court to GRANT the following relief:

1. Assume jurisdiction over this matter;
2. Issue an order that Petitioner not be removed from Massachusetts pending the adjudication of writ;
3. Declare that Petitioner's detention violates the Due Process Clause of the Fifth Amendment.

4. Issue a writ of habeas corpus ordering Respondents to release Petitioner on her own recognizance;
5. Order that ICE return all personal property to Petitioner upon release, including any government issued-IDs, including her work permit and driver's license.
6. Grant any other relief which this Court deems just and proper.

Respectfully submitted,

January 26, 2026

PETITIONER HEYLIN JULESMY CABRERA-LOPEZ ,

By her attorney,



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CERTIFICATE OF SERVICE

I hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the NEF (NEF) and paper copies will be sent to those indicated as non registered participants on January 26, 2026.

 /s/ Robin Nice

Robin Nice