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AV

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
SAN ANGELO DIVISION

PETITION FOR WRIT OF HABEAS CORPUS
28 U.S.C. § 2241
(ULTRA-EXTENSIVE – FEDERAL JUDGE LEVEL)

Petitioner:
HEIKEL REICINO GÓMEZ
A-Number: A240-115-452

Current Place of Detention:
Eden Detention Center
702 E Broadway
Eden, Texas 76837

Filed by Next Friend:
DAILYS GONZÁLEZ VALDIVIA
A-Number: A244-464-708
4200 Northern Cross Blvd, Apt 4204
Haltom City, Texas 76137
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PRELIMINARY STATEMENT

This is an ultra-extensive Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. § 2241 on behalf of Petitioner Heikel Reicino Gómez, a Cuban national unlawfully and unconstitutionally detained by U.S. Immigration and Customs Enforcement ("ICE"). This Petition is brought by Petitioner's lawful spouse as Next Friend due to Petitioner's severe medical condition, psychological deterioration, and credible fear of retaliation.

JURISDICTION AND VENUE

This Court has jurisdiction under 28 U.S.C. § 2241(c)(3), Article I, Section 9 of the United States Constitution,

and the Fifth Amendment Due Process Clause.

Federal courts retain habeas jurisdiction over constitutional challenges to immigration detention.

See *INS v. St. Cyr*, 533 U.S. 289 (2001).

Venue is proper in the Northern District of Texas, San Angelo Division, because Petitioner is currently confined at Eden Detention Center, which is located within this judicial district.

PARTIES

Petitioner is a Cuban national detained by ICE without a judicial warrant.

Respondents include:

- The Warden of Eden Detention Center;
- The ICE Field Office Director;
- The Secretary of the Department of Homeland Security;
- Any other agents acting under their authority.

STATEMENT OF FACTS

Petitioner entered the United States on December 30, 2022.

On November 10, 2025, while voluntarily appearing for a routine ICE check-in, Petitioner was arrested without a judicial warrant, without probable cause, and without any individualized determination of flight risk or danger.

Immediately after arrest, Petitioner was placed in a holding facility commonly referred to as "La Hielera,"

where he was detained for more than twenty (20) hours without food, blankets, or a bed, forced to sleep on a cold floor.

Petitioner was then transferred to Bluebonnet Detention Facility, where he endured an additional twenty-four (24) hours of deprivation, including lack of food, hygiene, and sleep.

He was forced to sleep on a metal bunk frame without a mattress.

On November 13, 2025, Petitioner was transferred to Eden Detention Center,

where unconstitutional conditions persist.

MEDICAL CONDITION AND DENIAL OF CARE

Petitioner suffers from chronic asthma, a serious and potentially life-threatening condition. The cold, damp, mold-infested, and overcrowded conditions of confinement have substantially worsened his medical condition.

Despite repeated requests, Petitioner has been denied adequate medical treatment and necessary medication, constituting deliberate indifference to serious medical needs. See *Estelle v. Gamble*, 429 U.S. 97 (1976); *Farmer v. Brennan*, 511 U.S. 825 (1994).

LEGAL ARGUMENT

I. UNLAWFUL WARRANTLESS ARREST – FOURTH AMENDMENT

ICE arrested Petitioner without a judicial warrant or exigent circumstances. Civil immigration arrests without a warrant violate the Fourth Amendment. See *Almeida-Sanchez v. United States*, 413 U.S. 266 (1973).

II. PROLONGED CIVIL DETENTION WITHOUT DUE PROCESS

Civil detention must remain non-punitive and reasonably related to its purpose. Prolonged detention without meaningful review violates substantive due process. See *Zadvydas v. Davis*, 533 U.S. 678 (2001); *Jennings v. Rodriguez*, 138 S. Ct. 830 (2018).

III. PUNITIVE CONDITIONS OF CONFINEMENT

Conditions that amount to punishment violate the Fifth Amendment. Petitioner's confinement conditions are excessive and punitive. See *Bell v. Wolfish*, 441 U.S. 520 (1979); *Kingsley v. Hendrickson*, 576 U.S. 389 (2015).

IV. DENIAL OF MEDICAL CARE – DELIBERATE INDIFFERENCE

Respondents have demonstrated deliberate indifference to Petitioner's serious medical needs,

placing him at risk of irreparable harm.

V. FEAR OF RETALIATORY TRANSFER OR REMOVAL

Petitioner has been threatened with transfer and removal without due process. Such actions would irreparably harm Petitioner and deprive this Court of jurisdiction. See *Nken v. Holder*, 556 U.S. 418 (2009).

NEXT FRIEND STANDING

This Petition is properly filed by Petitioner's spouse under the Next Friend doctrine. Petitioner is unable to litigate on his own behalf due to medical incapacity, psychological deterioration, and fear of retaliation. See *Whitmore v. Arkansas*, 495 U.S. 149 (1990).

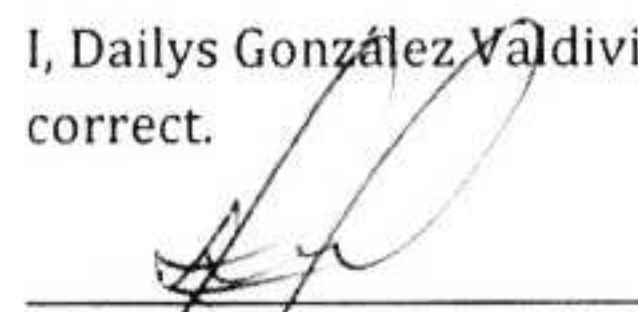
PRAYER FOR RELIEF

WHEREFORE, Petitioner respectfully requests that this Court:

1. Grant the Petition for Writ of Habeas Corpus;
2. Order Petitioner's immediate release from ICE custody;
3. Alternatively, order release under reasonable conditions of supervision or bond;
4. Enjoin any transfer or removal during pendency of this action;
5. Order immediate and adequate medical care;
6. Grant any other relief this Court deems just and proper.

VERIFICATION

I, Dailys González Valdivia, declare under penalty of perjury that the foregoing is true and correct.



Dailys González Valdivia
Next Friend

Date: January 29 - 2026

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
SAN ANGELO DIVISION

PROOF OF SERVICE
(28 U.S.C. § 2241 – COMPLETE SERVICE)

I, DAILYS GONZÁLEZ VALDIVIA, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that on the date indicated below, I served true and correct copies of the following documents:

- Petition for Writ of Habeas Corpus (28 U.S.C. § 2241)
- Motion for Immediate Release
- Motion to Expedite
- Emergency Motion for Temporary Restraining Order and Proposed Order
- Affidavit of Next Friend

Service was completed by U.S. Mail, first-class postage prepaid, addressed as follows:

1. CLERK OF COURT

Clerk of Court
United States District Court
Northern District of Texas – San Angelo Division
U.S. Courthouse
113 E. Concho Avenue
San Angelo, TX 76903

2. WARDEN – EDEN DETENTION CENTER

Warden
Eden Detention Center
702 E Broadway
Eden, TX 76837

3. ICE FIELD OFFICE DIRECTOR (ERO – DALLAS)

Field Office Director
U.S. Immigration and Customs Enforcement (ICE)
Enforcement and Removal Operations (ERO)
8101 N. Stemmons Freeway
Dallas, TX 75247

4. ICE OFFICE OF THE PRINCIPAL LEGAL ADVISOR (OPLA)

Office of the Principal Legal Advisor (OPLA)
U.S. Immigration and Customs Enforcement
8101 N. Stemmons Freeway
Dallas, TX 75247

5. DEPARTMENT OF HOMELAND SECURITY (DHS)

Secretary of the Department of Homeland Security
U.S. Department of Homeland Security
2707 Martin Luther King Jr. Avenue SE
Washington, DC 20528

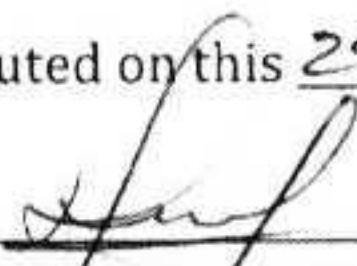
6. UNITED STATES ATTORNEY

United States Attorney
Northern District of Texas
1100 Commerce Street, Third Floor
Dallas, TX 75242

DECLARATION

I declare under penalty of perjury that the foregoing Proof of Service is true and correct.

Executed on this 29 day of January, 2026.



Dailys González Valdivia
Next Friend for Petitioner