

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

# UNITED STATES DISTRICT COURT

for the

Enrique Puerto-Naranjo

*Petitioner*

v.

Warden, Florida Soft Sided Facility and U.S. Immigration and Customs Enforcement (ICE)

*Respondent*

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


FILED BY  
Susan Shore  
FEB 02 2026  
ANGELA M. ...  
CLERK U.S. DIST. CT.  
S. D. OF FLA. MIAMI

Case No.

(Supplied by Clerk of Court)

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

### Personal Information

1. (a) Your full name: Enrique Puerto-Naranjo  
 (b) Other names you have used: None
2. Place of confinement:  
 (a) Name of institution: Florida Soft Sided Facility (ICE Detention)  
 (b) Address: Address currently unknown - ICE custody (ICE Keeps moving my husband).
3. (c) Your identification number:   
 Are you currently being held on orders by:  
 Federal authorities     State authorities     Other - explain:
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): I am challenging my continued detention by U.S. Immigration and Customs Enforcement. I am being held in immigration custody without a bond hearing despite serious medical issues, repeated transfer lack of clarity regarding my location, and extreme family hardship. Continued detention is unreasonable.

### 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)

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- 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) Department of Homeland Security.
  - (b) Docket number, case number, or opinion number: Not available
  - (c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed): Continued Immigration detention without a bond hearing despite serious medical issues, repeated transfers, lack of clarity regarding detention location, and extreme family hardship.
  - (d) Date of the decision or action: Ongoing detentions.

**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:
- (2) Date of filing:
- (3) Docket number, case number, or opinion number:
- (4) Result:
- (5) Date of result:
- (6) Issues raised:

(b) If you answered "No," explain why you did not appeal: There is no administrative appeal available for challenging prolonged immigration detention. Petitioner has sought relief through requests for release and humanitarian consideration.

8. **Second appeal**

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

- Yes
- No

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(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: \_\_\_\_\_

(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: \_\_\_\_\_

(b) If you answered "No," explain why you did not file a third appeal: \_\_\_\_\_

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

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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:

(c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: Not applicable. Petitioner is not challenging a criminal 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: 12/11/2025
- (b) Date of the removal or reinstatement order: 12/09/1999
- (c) Did you file an appeal with the Board of Immigration Appeals?

Yes  No

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If "Yes," provide:

(1) Date of filing:

(2) Case number:

(3) Result:

(4) Date of result:

(5) Issues raised:

(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:

(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:

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**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. Any legal arguments must be submitted in a separate memorandum.

**GROUND ONE:** Unlawful detention due to serious medical condition and lack of adequate medical care.

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

I suffer from diabetes and require daily medication. During my detention and repeated transfers between ICE facilities, I missed my prescribed diabetes medication for several days. This placed my health at serious risk. Continued detention without consistent medical care endangers my life and safety.

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

Yes  No

**GROUND TWO:** Unreasonable and prolonged detention due to repeated transfers and lack of clarity regarding custody and location.

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

ICE has repeatedly transferred me between facilities. My family has received conflicting information about my location, making it difficult to locate me or ensure continuity of medical care. These repeated transfers have caused confusion, distress, and unnecessary hardship, and demonstrate that my detention is unreasonable.

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

Yes  No

**GROUND THREE:** Extreme family and humanitarian hardship makes continued detention unreasonable.

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

I have been married for over 40 years. My wife is currently caring for our grandchildren and supporting our adult daughter who has mental health issues. I am the only child of my elderly parents, who are U.S. citizens and suffer from serious medical conditions. My continued detention causes severe emotional and financial hardship to my family, who depend on me for support.

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

Yes  No

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**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: There were no administrative or judicial appeals available to challenge prolonged immigration detention or the conditions decribed above.

**Request for Relief**

15. State exactly what you want the court to do: I respectfully request that the Court grant this Petition for Writ of Habeas Corpus and order my immediate release from immigration detention. In the alternative, I request release under reasonable conditions of supervision while my immigration case is pending.

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**Declaration Under Penalty Of Perjury**

If you are incarcerated, on what date did you place this petition in the prison mail system:

*not applicable.*

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: *1/29/2026*  
*January 29, 2026 - MP.*

*Signature of Petitioner*  
*/s/ Maritza Puerto, spouse* *MPuerto*  
*Spouse of Petitioner Enrique Puerto NARANJO,*  
*signing on his behalf due to detention and*  
*inability to sign at this time.*

*Signature of Attorney or other authorized person, if any*