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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

Adelso FIGEUROA LOPEZ,

Petitioner,

v.

BRIAN MCSHANE, Acting Field Office
Director of Enforcement and Removal
Operations, Philadelphia Field Office,
Immigration and Customs Enforcement; Kristi
NOEM, Secretary, U.S. Department of
Homeland Security; U.S. DEPARTMENT OF
HOMELAND SECURITY; Pamela BONDI,
U.S. Attorney General; EXECUTIVE OFFICE
FOR IMMIGRATION REVIEW; J.L:
JAMISON Warden of the Federal Detention
Center, Philadelphia

Respondents.

Case No.

**PETITION FOR WRIT OF
HABEAS CORPUS**

1 INTRODUCTION

2 1. Petitioner, Adeldo Figueuroa Lopez, is in an asylum seeker who was arrested at his
3 home in Philadelphia on his way to drop his children off at school. During his arrest, I.C.E.
4 agents broke in the window of Petitioner’s front door without a Judicial warrant. See exhibit A.
5 Petitioner then peacefully surrendered for arrest. Petitioner is now in the physical custody of
6 Respondents at the Federal Detention Facility, Philadelphia. See Exhibit B. He now faces
7 unlawful detention because the Department of Homeland Security (DHS) and the Executive
8 Office of Immigration Review (EOIR) have concluded Petitioner is subject to mandatory
9 detention.

10 2. Petitioner is charged with, inter alia, having entered the United States without
11 inspection. 8 U.S.C. § 1182(a)(6)(A)(i).

12 3. Based on this allegation in Petitioner’s removal proceeding, DHS will deny
13 Petitioner release from immigration custody, consistent with a new DHS policy issued on July 8,
14 2025, instructing all Immigration and Customs Enforcement (ICE) employees to consider anyone
15 inadmissible under § 1182(a)(6)(A)(i)—i.e., those who entered the United States without
16 inspection—to be an “applicant for admission” under 8 U.S.C. § 1225(b)(2)(A) and therefore
17 subject to mandatory detention.

18 4. Any bond motion filed by Petitioner would be denied based upon the September
19 5, 2025 decision by the Board of Immigration Appeals, Matter of Jonathan Javier YAJURE
20 HURTADO, 29 I&N Dec. 216 (BIA 2025), which adopts the above referenced DHS policy.
21 Indeed, the DHS policy states it was issued “in coordination with the Department of Justice
22 (DOJ).”

1 Pennsylvania, the judicial district in which Petitioner currently is detained according to
2 respondent.

3 12. Venue is also properly in this Court pursuant to 28 U.S.C. § 1391(e) because
4 Respondents are employees, officers, and agencies of the United States, and because a
5 substantial part of the events or omissions giving rise to the claims occurred in the Eastern District
6 of Pennsylvania.

7 **REQUIREMENTS OF 28 U.S.C. § 2243**

8 13. The Court must grant the petition for writ of habeas corpus or order Respondents
9 to show cause “forthwith,” unless the petitioner is not entitled to relief. 28 U.S.C. § 2243. If an
10 order to show cause is issued, the Respondents must file a return “within three days unless for
11 good cause additional time, not exceeding twenty days, is allowed.” *Id.*

12 14. Habeas corpus is “perhaps the most important writ known to the constitutional
13 law . . . affording as it does a *swift* and imperative remedy in all cases of illegal restraint or
14 confinement.” *Fay v. Noia*, 372 U.S. 391, 400 (1963) (emphasis added). “The application for the
15 writ usurps the attention and displaces the calendar of the judge or justice who entertains it and
16 receives prompt action from him within the four corners of the application.” *Yong v. I.N.S.*, 208
17 F.3d 1116, 1120 (9th Cir. 2000) (citation omitted).

18 **PARTIES**

19 15. Petitioner Adelson Figueroa Lopez is a citizen of Venezuela who has been in
20 immigration detention since February 4, 2026, when he was arrested by ICE. After arresting
21 Petitioner in Philadelphia, ICE did not set bond. Petitioner did not seek a bond before the
22 Immigration Court because of the decision in Matter of Jonathan Javier YAJURE HURTADO,

1 29 I&N Dec. 216 (BIA 2025). Petitioner would be deemed an “applicant for admission.”

2 Petitioner has resided in the United States since April of 2023.

3 16. Respondent Brian McShane is the Director of the Philadelphia Field Office of
4 ICE’s Enforcement and Removal Operations division. As such, Brian McShane, is Petitioner’s
5 immediate custodian and is responsible for Petitioner’s detention and removal. He is named in
6 his official capacity.

7 17. Respondent Kristi Noem is the Secretary of the Department of Homeland
8 Security. She is responsible for the implementation and enforcement of the Immigration and
9 Nationality Act (INA), and oversees ICE, which is responsible for Petitioner’s detention. Ms.
10 Noem has ultimate custodial authority over Petitioner and is sued in her official capacity.

11 18. Respondent Department of Homeland Security (DHS) is the federal agency
12 responsible for implementing and enforcing the INA, including the detention and removal of
13 noncitizens.

14 19. Respondent Pamela Bondi is the Attorney General of the United States. She is
15 responsible for the Department of Justice, of which the Executive Office for Immigration Review
16 and the immigration court system it operates is a component agency. She is sued in her official
17 capacity.

18 20. Respondent Executive Office for Immigration Review (EOIR) is the federal
19 agency responsible for implementing and enforcing the INA in removal proceedings, including
20 for custody redeterminations in bond hearings.

21 21. Respondent J.L. Jamison is employed as Warden of the Federal Detention Center,
22 Philadelphia, where Petitioner is detained. He has immediate physical custody of Petitioner. He
23 is sued in his official capacity.

1 **LEGAL FRAMEWORK**

2 22. The INA prescribes three basic forms of detention for the vast majority of
3 noncitizens in removal proceedings.

4 23. First, 8 U.S.C. § 1226 authorizes the detention of noncitizens in standard removal
5 proceedings before an IJ. *See* 8 U.S.C. § 1229a. Individuals in § 1226(a) detention are generally
6 entitled to a bond hearing at the outset of their detention, *see* 8 C.F.R. §§ 1003.19(a), 1236.1(d),
7 while noncitizens who have been arrested, charged with, or convicted of certain crimes are
8 subject to mandatory detention, *see* 8 U.S.C. § 1226(c).

9 24. Second, the INA provides for mandatory detention of noncitizens subject to
10 expedited removal under 8 U.S.C. § 1225(b)(1) and for other recent arrivals seeking admission
11 referred to under § 1225(b)(2).

12 25. Last, the INA also provides for detention of noncitizens who have been ordered
13 removed, including individuals in withholding-only proceedings, *see* 8 U.S.C. § 1231(a)–(b).

14 26. This case concerns the detention provisions at §§ 1226(a) and 1225(b)(2).

15 27. The detention provisions at § 1226(a) and § 1225(b)(2) were enacted as part of the
16 Illegal Immigration Reform and Immigrant Responsibility Act (IIRIRA) of 1996, Pub. L. No.
17 104–208, Div. C, §§ 302–03, 110 Stat. 3009-546, 3009–582 to 3009–583, 3009–585. Section
18 1226(a) was most recently amended earlier this year by the Laken Riley Act, Pub. L. No.119-1,
19 139 Stat. 3 (2025).

20 28. Following the enactment of the IIRIRA, EOIR drafted new regulations explaining
21 that, in general, people who entered the country without inspection were not considered detained
22 under § 1225 and that they were instead detained under § 1226(a). *See* Inspection and Expedited
23
24

1 Removal of Aliens; Detention and Removal of Aliens; Conduct of Removal Proceedings;
2 Asylum Procedures, 62 Fed. Reg. 10312, 10323 (Mar. 6, 1997).

3 29. Thus, in the decades that followed, most people who entered without inspection
4 and were placed in standard removal proceedings received bond hearings, unless their criminal
5 history rendered them ineligible. That practice was consistent with many more decades of prior
6 practice, in which noncitizens who were not deemed “arriving” were entitled to a custody
7 hearing before an IJ or other hearing officer. *See* 8 U.S.C. § 1252(a) (1994); *see also* H.R. Rep.
8 No. 104-469, pt. 1, at 229 (1996) (noting that § 1226(a) simply “restates” the detention authority
9 previously found at § 1252(a)).

10 30. On July 8, 2025, ICE, “in coordination with” DOJ, announced a new policy that
11 rejected well-established understanding of the statutory framework and reversed decades of
12 practice.

13 31. The new policy, entitled “Interim Guidance Regarding Detention Authority for
14 Applicants for Admission,”¹ claims that all persons who entered the United States without
15 inspection shall now be deemed “applicants for admission” under 8 U.S.C. § 1225, and therefore
16 are subject to mandatory detention provision under § 1225(b)(2)(A). The policy applies
17 regardless of when a person is apprehended, and affects those who have resided in the United
18 States for months, years, and even decades.

19 32. In a September 5, 2025, Matter of Jonathan Javier YAJURE HURTADO, 29 I&N
20 Dec. 216 (BIA 2025 decision from the Board of Immigration Appeals (BIA), EOIR adopts this
21 same position. That decision holds that all noncitizens who entered the United States without
22

23 _____
24 ¹ Available at <https://www.aila.org/library/ice-memo-interim-guidance-regarding-detention-authority-for-applications-for-admission>.

1 admission or parole are considered applicants for admission and are ineligible for immigration
2 judge bond hearings.

3 33. ICE and EOIR have adopted this position even though federal courts have
4 rejected this exact conclusion. For example, after IJs in the Tacoma, Washington, immigration
5 court stopped providing bond hearings for persons who entered the United States without
6 inspection and who have since resided here, the U.S. District Court in the Western District of
7 Washington found that such a reading of the INA is likely unlawful and that § 1226(a), not §
8 1225(b), applies to noncitizens who are not apprehended upon arrival to the United States.
9 *Rodriguez Vazquez v. Bostock*, --- F. Supp. 3d --- 2025 WL 1193850 (W.D. Wash. Apr. 24,
10 2025); *see also Gomes v. Hyde*, No. 1:25-CV-11571-JEK, 2025 WL 1869299, at *8 (D. Mass.
11 July 7, 2025) (granting habeas petition based on same conclusion).

12 34. DHS's and DOJ's interpretation defies the INA. As the *Rodriguez Vazquez* court
13 explained, the plain text of the statutory provisions demonstrates that § 1226(a), not § 1225(b),
14 applies to people like Petitioner.

15 35. Section 1226(a) applies by default to all persons “pending a decision on whether
16 the [noncitizen] is to be removed from the United States.” These removal hearings are held under
17 § 1229a, to “decid[e] the inadmissibility or deportability of a[] [noncitizen].”

18 36. The text of § 1226 also explicitly applies to people charged as being inadmissible,
19 including those who entered without inspection. *See* 8 U.S.C. § 1226(c)(1)(E). Subparagraph
20 (E)'s reference to such people makes clear that, by default, such people are afforded a bond
21 hearing under subsection (a). As the *Rodriguez Vazquez* court explained, “[w]hen Congress
22 creates “specific exceptions” to a statute’s applicability, it “proves” that absent those exceptions,
23
24

1 the statute generally applies. *Rodriguez Vazquez*, 2025 WL 1193850, at *12 (citing *Shady Grove*
2 *Orthopedic Assocs., P.A. v. Allstate Ins. Co.*, 559 U.S. 393, 400 (2010)).

3 37. Section 1226 therefore leaves no doubt that it applies to people who face charges
4 of being inadmissible to the United States, including those who are present without admission or
5 parole.

6 38. By contrast, § 1225(b) applies to people arriving at U.S. ports of entry or who
7 recently entered the United States. The statute's entire framework is premised on inspections at
8 the border of people who are "seeking admission" to the United States. 8 U.S.C.

9 § 1225(b)(2)(A). Indeed, the Supreme Court has explained that this mandatory detention scheme
10 applies "at the Nation's borders and ports of entry, where the Government must determine
11 whether a[] [noncitizen] seeking to enter the country is admissible." *Jennings v. Rodriguez*, 583
12 U.S. 281, 287 (2018).

13 39. Accordingly, the mandatory detention provision of § 1225(b)(2) does not apply to
14 people like Petitioner, who have already entered and were residing in the United States at the
15 time they were apprehended.

16 **FACTS**

17 40. Petitioner has resided in the United States since April 27, 2023 and lives in
18 Philadelphia, Pennsylvania.

19 41. Upon his entry into the United States, Petitioner was issued a Notice to Appear
20 charging document, but this Notice to Appear was never filed with the Immigration Court and;
21 therefore, Petitioner was never placed into removal proceedings until his arrest.

1 42. On April 17, 2024, Petitioner filed a timely affirmative Asylum Application with
2 the asylum office, which remains pending with the U.S. Citizenship and Immigration Services
3 USCIS, awaiting the scheduling of an interview with an asylum officer.

4 43. On February 4, 2026, Petitioner was arrested by I.C.E. agents. Petitioner was
5 pursued by I.C.E. agents into his home while taking his children to school. I.C.E. agents
6 subsequently broke the window of Petitioner’s front door. Petitioner then peacefully surrendered
7 himself for arrest. Petitioner is now detained at the Federal Detention Facility, Philadelphia.

8 44. DHS placed Petitioner in removal proceedings before the Elizabeth pursuant to 8
9 U.S.C. § 1229a. ICE has charged Petitioner with, *inter alia*, being inadmissible under 8 U.S.C. §
10 1182(a)(6)(A)(i) as someone who entered the United States without inspection.

11 45. Petitioner has a wife and two children, also citizens of Venezuela, with asylum
12 proceedings pending. Petitioner has complied with all directives of DHS and filed proper relief
13 petitions. Petitioner is neither a flight risk nor a danger to the community.

14 46. Without relief from this court, he faces the prospect of months, or even years, in
15 immigration custody, separated from their family and community.

16 47. A motion for bond determination before the Immigration Court is futile. The
17 Board of Immigration Appeals decision in Matter of Jonathan Javier YAJURE HURTADO, 29
18 I&N Dec. 216 (BIA 2025) and DHS’s new policy binds the immigration courts.,

19 **CLAIMS FOR RELIEF**

20 **COUNT I**

21 **Violation of the INA**

22 48. Petitioner incorporates by reference the allegations of fact set forth in the
23 preceding paragraphs.

1 49. The mandatory detention provision at 8 U.S.C. § 1225(b)(2) does not apply to all
2 noncitizens residing in the United States who are subject to the grounds of inadmissibility. As
3 relevant here, it does not apply to those who previously entered the country and have been
4 residing in the United States prior to being apprehended and placed in removal proceedings by
5 Respondents. Such noncitizens are detained under § 1226(a), unless they are subject to
6 § 1225(b)(1), § 1226(c), or § 1231.

7 50. The application of § 1225(b)(2) to Petitioner unlawfully mandates his continued
8 detention and violates the INA.

9 **COUNT II**

10 **Violation of Due Process**

11 51. Petitioner repeats, re-alleges, and incorporates by reference each and every
12 allegation in the preceding paragraphs as if fully set forth herein.

13 52. The government may not deprive a person of life, liberty, or property without due
14 process of law. U.S. Const. amend. V. “Freedom from imprisonment—from government
15 custody, detention, or other forms of physical restraint—lies at the heart of the liberty that the
16 Clause protects.” *Zadvydas v. Davis*, 533 U.S. 678, 690, 121 S.Ct. 2491, 150 L.Ed.2d 653
17 (2001).

18 53. Petitioner has a fundamental interest in liberty and being free from official
19 restraint.

20 54. The government’s detention of Petitioner without a bond redetermination hearing
21 to determine whether he is a flight risk or danger to others violates his right to due process.

22 **PRAYER FOR RELIEF**

23 WHEREFORE, Petitioner prays that this Court grant the following relief:
24

- 1 a. Assume jurisdiction over this matter;
- 2 b. Issue a writ of habeas corpus requiring that Respondents release Petitioner or
- 3 provide Petitioner with a bond hearing pursuant to 8 U.S.C. § 1226(a) within 14
- 4 days;
- 5 c. Award Petitioner attorney’s fees and costs under the Equal Access to Justice Act
- 6 (“EAJA”), as amended, 28 U.S.C. § 2412, and on any other basis justified under
- 7 law; and
- 8 d. Grant any other and further relief that this Court deems just and proper.

9 DATED this 6 of February, 2026.



10
11 Devin E. Grogan
Supreme Court ID: 324591
12 Michael S. Henry
Supreme Court ID: 49518
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degrogan@henrygrogan.com
16 mshenry@henrygrogan.com
17 *Attorneys for Petitioner*

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23
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EXHIBIT A

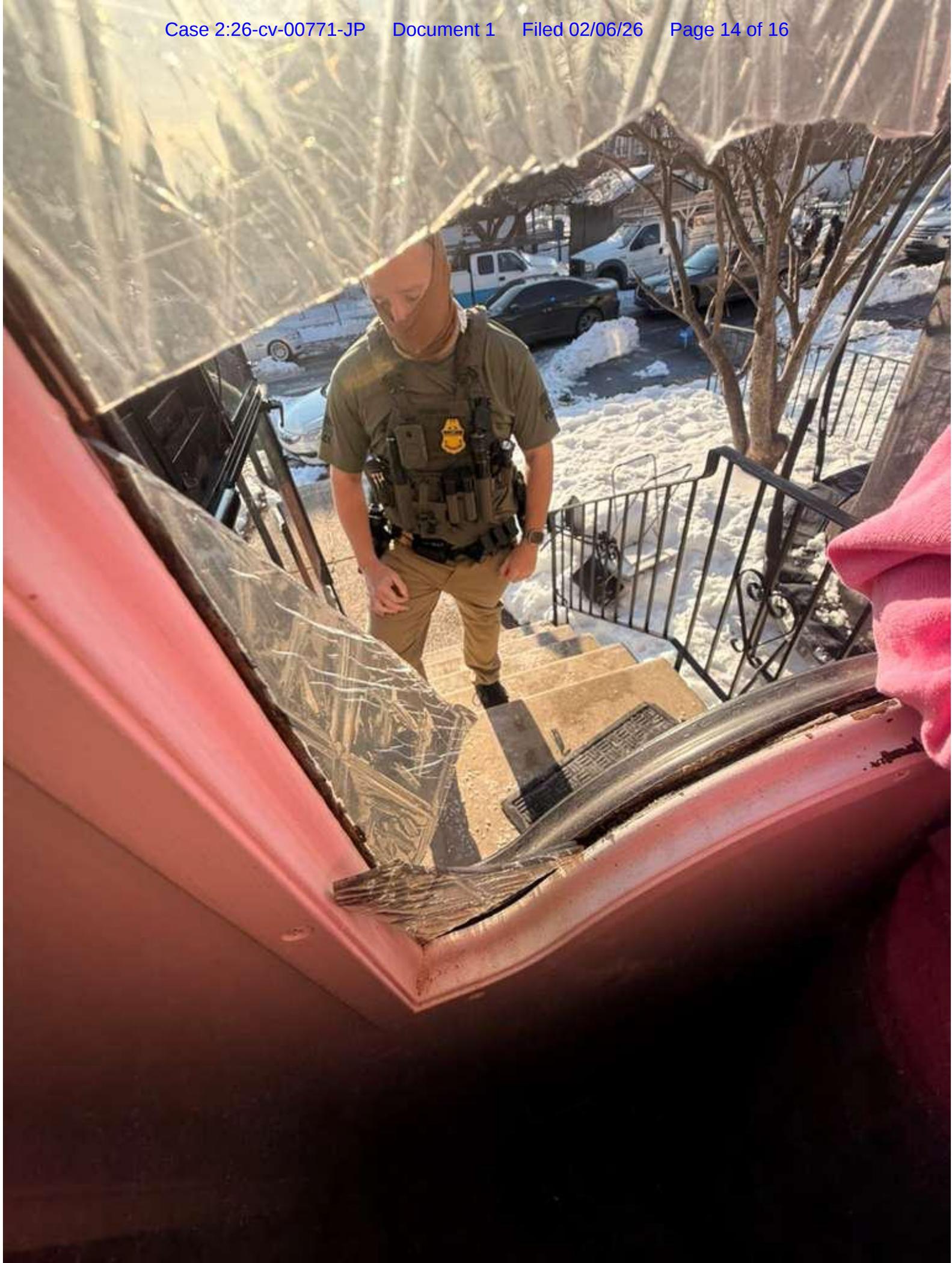


EXHIBIT B



U.S. Immigration and Customs Enforcement

Search Results: 1

ADELSON PASTOR FIGUEROA LOPEZ

Country of Birth : Venezuela

A-Number:

Status : In ICE Custody

State: PA

Current Detention Facility: [Philadelphia Federal Detention Center](#)

** Click on the Detention Facility name to obtain facility contact information*

[BACK TO SEARCH >](#)

Related



UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DESIGNATION FORM

Place of Accident, Incident, or Transaction: _____

RELATED CASE IF ANY: Case Number: _____ Judge: _____

- 1. Does this case involve property included in an earlier numbered suit? Yes
- 2. Does this case involve a transaction or occurrence which was the subject of an earlier numbered suit? Yes
- 3. Does this case involve the validity or infringement of a patent which was the subject of an earlier numbered suit? Yes
- 4. Is this case a second or successive habeas corpus petition, social security appeal, or pro se case filed by the same individual? Yes
- 5. Is this case related to an earlier numbered suit even though none of the above categories apply? Yes
If yes, attach an explanation.

I certify that, to the best of my knowledge and belief, the within case is / is not related to any pending or previously terminated action in this court.

Civil Litigation Categories

A. Federal Question Cases:

- 1. Indemnity Contract, Marine Contract, and All Other Contracts)
- 2. FELA
- 3. Jones Act-Personal Injury
- 4. Antitrust
- 5. Wage and Hour Class Action/Collective Action
- 6. Patent
- 7. Copyright/Trademark
- 8. Employment
- 9. Labor-Management Relations
- 10. Civil Rights
- 11. Habeas Corpus
- 12. Securities Cases
- 13. Social Security Review Cases
- 14. Qui Tam Cases
- 15. Cases Seeking Systemic Relief *see certification below*
- 16. All Other Federal Question Cases. (Please specify): _____

B. Diversity Jurisdiction Cases:

- 1. Insurance Contract and Other Contracts
- 2. Airplane Personal Injury
- 3. Assault, Defamation
- 4. Marine Personal Injury
- 5. Motor Vehicle Personal Injury
- 6. Other Personal Injury (Please specify): _____
- 7. Products Liability
- 8. All Other Diversity Cases: (Please specify) _____

I certify that, to the best of my knowledge and belief, that the remedy sought in this case does / does not have implications beyond the parties before the court and does / does not seek to bar or mandate statewide or nationwide enforcement of a state or federal law including a rule, regulation, policy, or order of the executive branch or a state or federal agency, whether by declaratory judgment and/or any form of injunctive relief.

ARBITRATION CERTIFICATION (CHECK ONLY ONE BOX BELOW)

I certify that, to the best of my knowledge and belief:

Pursuant to Local Civil Rule 53.2(3), this case is not eligible for arbitration either because (1) it seeks relief other than money damages; (2) the money damages sought are in excess of \$150,000 exclusive of interest and costs; (3) it is a social security case, includes a prisoner as a party, or alleges a violation of a right secured by the U.S. Constitution, or (4) jurisdiction is based in whole or in part on 28 U.S.C. § 1343.

None of the restrictions in Local Civil Rule 53.2 apply and this case is eligible for arbitration.

NOTE: A trial de novo will be by jury only if there has been compliance with F.R.C.P. 38.

JS 44 (Rev. 04/21)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

<p>I. (a) PLAINTIFFS</p> <p>Adelso Figueroa Lopez</p> <p>(b) County of Residence of First Listed Plaintiff <u>Philadelphia</u> <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i></p> <p>(c) Attorneys <i>(Firm Name, Address, and Telephone Number)</i> Michael Henry and Devin Grogan 100 South Broad St, Ste 1605, Philadelphia PA 19110 215-568-1500</p>	<p>DEFENDANTS</p> <p>Brian McShane, Kristi Noem, US DHS, Pamela Bondi, JL Jamison</p> <p>County of Residence of First Listed Defendant _____ <i>(IN U.S. PLAINTIFF CASES ONLY)</i></p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.</p> <p>Attorneys <i>(If Known)</i></p>
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<p>II. BASIS OF JURISDICTION <i>(Place an "X" in One Box Only)</i></p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff</p> <p><input checked="" type="checkbox"/> 2 U.S. Government Defendant</p> <p><input type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i></p> <p><input type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item III)</i></p>	<p>III. CITIZENSHIP OF PRINCIPAL PARTIES <i>(Place an "X" in One Box for Plaintiff and One Box for Defendant)</i></p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td></td> <td style="text-align: center;">PTF</td> <td style="text-align: center;">DEF</td> <td></td> <td style="text-align: center;">PTF</td> <td style="text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business In This State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business In Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

IV. NATURE OF SUIT *(Place an "X" in One Box Only)* Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 INTELLECTUAL PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input checked="" type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN *(Place an "X" in One Box Only)*

1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from Another District *(specify)* 6 Multidistrict Litigation - Transfer 8 Multidistrict Litigation - Direct File

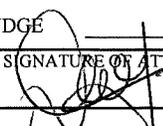
VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*:
8 USC 2241(e)(5)

Brief description of cause:
Habeas Corpus petition for alien detainee

VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ _____ CHECK YES only if demanded in complaint: JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY *(See instructions):* JUDGE _____ DOCKET NUMBER _____

DATE: 02/06/2026 SIGNATURE OF ATTORNEY OF RECORD: 

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____