

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

UNITED STATES DISTRICT COURT
for the


2026 FEB 10 A 10:50
CLERK *KJM*
SO. DIST. OF GA.

Edward KOJO Sarpong
Petitioner
v.
Tony Normand-Folkston Ice Processing center
USCIS Atlanta Field Office Director
Respondent
(name of warden or authorized person having custody of petitioner)

Case No. *5:26 cv 187*
(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: *Edward KOJO Sarpong*
(b) Other names you have used:
2. Place of confinement:
(a) Name of institution: *Folkston Ice processing center*
(b) Address: *3026 Hwy 252 East, P.O Box 2418*
Folkston, Ga 31537
(c) Your identification number: 
3. 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): *Awaiting release after been re-detained without notice or opportunity to be heard, on the decision of an individual without authority to do so, without findings required by law and in violation of agency rules*

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): *My current unlawful and indefinite detention since My re-detention on 10/22/2025*

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

(a) Name and location of the agency or court: *US DOJ Executive Office for Immigration review Immigration Court - Lumpkin, GA*

(b) Docket number, case number, or opinion number: 

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
My continue and indefinite detention, I have been here since 10/22/2025 unlawfully in violation of agency rules and policies

(d) Date of the decision or action: _____

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: *Not applicable for My current situation*

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:

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

- Yes No

If "Yes," provide:

- (a) Date you were taken into immigration custody: 8/24/2022
- (b) Date of the removal or reinstatement order: _____
- (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 re-detention

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 Do not cite cases or law.):

D.h.S re-detained me without notice or opportunity to be heard on the decision of an individual without authority to do so, without findings required by law and in violation of agency rules

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

Yes No

GROUND TWO: Ice violated their own rules and regulations by not giving me a reason why I was being re-detained and that violates their own rules and regulations

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

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

Yes No

GROUND THREE:

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

(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 *not applicable for my current situation*

14. If there are any grounds that you did not present in all appeals that were available to you, explain why you did not:

Request for Relief

15. State exactly what you want the court to do:

Please issue a ruling directing me to be immediately released from my current indefinite unlawful detention or other actions or reliefs that are warranted

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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:

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: 1/06/2026

Edward Sarpong
Signature of Petitioner

Signature of Attorney or other authorized person, if any

Good Morning your honor,

My name is Edward KWO Sarpong, [REDACTED]
this letter is aimed at expressing my confusion and
curiosity surrounding my re-detention. My re-detention
was at around 12:30 pm on the afternoon of
10/20/2025 during my I-130 interview at the Charleston,
SC USCIS office. I was never notified prior to my
re-detention if a warrant was out for me. I was
granted a bond on 10/27/2022 by Immigration Judge
with no restrictions or conditions. I didn't commit
a new crime or picked up a new charge, which
would warrant my re-detention since my release
in 2022 from ICE detention. I have been a model
permanent resident within the state of South Carolina
which I reside. I believe my rights were violated
when I was never served a warrant. According
to my 5th Amendment due process clause before being
re-detained. Since then, I have been detained in
ICE custody away from my kids and wife. please
issue a ruling directing me to be immediately
released or other reliefs to get back to my family.
I want to say thank you, your honor and May
God bless you.

Date: 1/06/2026

Edward Sarpong