

JUDGE KATHLEEN CARDONE

RECEIVED

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

FEB 11 2026

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY _____
DEPUTY CLERK

UNITED STATES DISTRICT COURT

for the
Western District Court of TexasFrancisco Gutierrez Sanchez
Petitioner

EP 26CV0417

Michael Watkins, Warden of Camp East
Montana; ILE Area Field Office Director;
Mary de Andaybarra: acting ILE Director;
Todd M. Lyons: Pam Bondi: AG
Respondent
(name of warden or authorized person having custody of petitioner)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: Francisco Javier Gutierrez Sanchez
(b) Other names you have used: N/A
2. Place of confinement:
(a) Name of institution: Camp Montana East Detention facility
(b) Address: El Paso Camp East Montana
6920 Digital Road El Paso, TX 79936
(c) Your identification number: [REDACTED]
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): _____

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: El Paso Immigration Court El Paso Service Processing center, 8915 Montana Ave, Suite 100, El Paso TX 79925

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

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):

The judge did not give me bond, for lack of jurisdiction

(d) Date of the decision or action: 10/31/2025

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: El Paso-ERO: El Paso field Office, 11541 Montana Ave, Suite E, El Paso, TX 79936

(2) Date of filing: 01/06/2026

(3) Docket number, case number, or opinion number: _____

(4) Result: Pending. No notice of action or ackno

(5) Date of result: w/edgement of receipt

(6) Issues raised: I asked for custody review, for I had been detained for 7 months by January, 2026. I was taken into ICE custody on 5/30/2025

(b) If you answered "No," explain why you did not appeal: _____

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:

I am still waiting for acknowledgment of a receipt

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: 5/30/2025

(b) Date of the removal or reinstatement order: 5/21/2025

(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: 6/3/2025

(2) Case number:

(3) Result: Pending review

(4) Date of result: N/A

(5) Issues raised: I appealed the judge's decision because he granted withholding of removal to Nicaragua. However, he ordered my removal to Costa Rica, because I am a Permanent resident of that country. I appealed the judge's decision in both aspects that I qualify for asylum and that I have to be granted withholding of removal to Costa Rica.

(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:

180 day custody review from HQ
Headquarters Post-Order Detention
Unit, U.S. Department of Homeland Security, Washington, D.C.

(c) Date of filing:

01/06/2026

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

(e) Result:

Pending No response yet

(f) Date of result:

(g) Issues raised:

I have been detained for more than 230 days and I am asking to have my case reviewed in hopes that there will be an outcome in my favor. Taking into account urgent humanitarian reasons which are that I have 3 kids and my mother who are experiencing economic hardship. Also taking into account that I have no criminal charges in this country.

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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: Wrongful Mandatory Detention

My Continued detention is unconstitutional under the Fifth Amendment of the United State Constitution. I have spent more than 7 months in ICE custody and my detention is unnecessary

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

I have been detained for more than 237 days and my case is still pending with the B.I.A. However, on January 13, 2026 I decided to withdraw my appeal to B.I.A. For fear of being detained indefinitely. ICE has told me on numerous occasions that I will remain in detention until my Immigration Court resolves. *infra Grounds For Relief Ground Four on*

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

☐ Yes

☐ No

Page 15-16 "

GROUND TWO: Fifth Amendment Due Process Violation

from a reasonable point of view, I do not represent a danger to the public. I was involved in a car accident. I was a passenger of the car at fault. The accident resulted in a DUI charge. I understand that driving under

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

the influence is a criminal offense. Even though I was not the driver, being involved in the incident is something that I am embarrassed and ashamed of in the 4 years I have lived in this country, this was the first time I had been in trouble with law. However, I was not given an opportunity to fight the D.U.I. charge. Instead, I got detained by ICE

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

☐ Yes

☐ No

*infra Grounds For Relief
Ground Two page #14 "*

GROUND THREE: Procedural Due Process Violation.

ICE violated my right to procedural due process by effectuating an arrest without a warrant. Such agency action is a violation of the Fifth and Fourteenth Amendments. ICE's own website at www.ice.gov states

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

"Is the detainer required to be served upon the subject? YES! A detainer takes effect only when it's served upon the subject. ICE's request that the law enforcement agency maintain custody of the alien is contingent on service. If the law enforcement agency does not serve the detainer on the individual, it may not rely upon the detainer to maintain custody of the individual

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

☐ Yes

☐ No

*infra Grounds For Relief
Ground Three on page 15*

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GROUND FOUR: Unlawful Prolonged Detention

the Due Process clause requires an opportunity to contest detention before a neutral decision-maker where detention becomes Prolonged and no longer reasonable related to its purported Purpose. See *Zadvydas v. Davis*, 533 U.S. 678 (2001)

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

By the time Petitioner's asylum Proceedings resolve, he will have spent considerable amount of time in detention, if detention is allowed to continue. Petitioner was allowed to be free on bond after his initial detention by ICE in 2021. He paid \$12,000 then. Did not break the terms of this bond; believes this bond to be still in effect, because ICE never notified him to be in breach of it, nor was the money returned to him. "Infra Grounds For Relief Ground four on page 11"

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

☐ Yes

☐ No

15-16

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: Order my immediate release from detention, or, in the alternative, order a bond hearing at which the government must prove by clear and convincing evidence that my continued detention is necessary, order any additional relief that the court finds appropriate.

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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: _____

A handwritten signature in black ink, appearing to be "J. J. [unclear]", written over a horizontal line.

Signature of Petitioner

Signature of Attorney or other authorized person, if any

I. Introduction

Petitioner respectfully petitions this Court for a Writ of Habeas Corpus, pursuant to 28 U.S.C § 2241, to remedy unlawful custody and unlawful restraint on liberty arising from immigration detention and orders affecting detention.

II. Jurisdiction and Venue

1. This Court has jurisdiction under 28 U.S.C. § 2241 because Petitioner is in custody within this District.
2. Petitioner is detained at CAMP MONTANA EAST, 6920 Digital Rd., El Paso, TX 79936.
3. Jurisdiction is proper, notwithstanding 8 U.S.C. §§ 1252(a)(5) and (b)(9), because this petition challenges the legality and duration of detention, not the validity of an order of removal.
4. Venue is proper in this District because Petitioner is detained here.

III. PROCEDURAL HISTORY

5. Petitioner is a native and citizen of Nicaragua.
6. Petitioner entered the United States without being inspected or admitted on May, 2021.
7. The same day, Petitioner was taken into custody by Border Patrol. He spent three and a half month in ICE detention in Livingston, Texas.
8. In August, 2021, Petitioner was released from ICE custody under a \$12,000 bond, following an I-589 (Application for Asylum and Withholding if Removal) application. IMCA, an organization based here in Texas, helped him file this application. Libre by Nexus, an organization base out of California, financed his bond.
9. In September, 2022, Petitioner applied for asylum again, this time with assistance from counsel, Lucas Brown, by submitting Form I-589 (Application for Asylum and Withholding of Removal) with DHS.

10. An Immigration Court hearing was scheduled for May 21, 2025.

11. On May 21, 2025, Petitioner attended the hearing, represented by counsel, Lucas Brown. At the hearing, Immigration Judge ruled that Petitioner's application for asylum was credible, but he did not grant asylum in United States, because the Petitioner had a permanent resident status in Costa Rica. Petitioner was granted Withholding of Removal to Nicaragua and ordered removed to Costa Rica.

12. On May 29, 2025, Petitioner was involved in a car accident in Indianapolis, Indiana. He was taken into state custody on a DUI charge. He was not the driver of the vehicle at fault. He was a passenger.

13. On June 3, 2025, Petitioner was transferred to, and has been in continuous ICE custody, to this date.

14. On June 3, 2025, Petitioner, through counsel Lucas Brown, submitted an appeal of Immigration Judge's decision to BIA. He was seeking relief from removal to Costa Rica and approval of his asylum.

15. On August 20, 2025, Petitioner, represented by counsel Alfredo Estrada, attended a bond hearing conducted by Immigration Judge Angela Munson, held at 575 N. Pennsylvania St., Suite 617, Indianapolis, IN 46204. Bond was not given. Judge ruled he lacked jurisdiction.

16. ICE held the petitioner at the same jail, where Indian state police had held him for state charges, until September 20, 2025.

17. On September 20, 2025, Petitioner was transferred to Camp Montana East, El Paso, Texas.

18. On October 31, 2025, Petitioner, represented by counsel Alfredo Estrada, attended a bond hearing conducted by Immigration Judge Michael Pleters, held at 8915 Montana Ave., Suit 100, El Paso, TX 79925. Bond was not given. Judge ruled he lacked jurisdiction.

19. As of today, Petitioner has been detained for 235 days without a proper due process.

20. Petitioner exhausted administrative relief options.

21. Petitioner has a pending appeal of his Asylum Case and is facing indefinite detention.

22. Therefore, Petitioner is seeking alternative relief to the detention without any proper Due Process.

IV. EXHAUSTION OF ADMINISTRATIVE REMEDIES

In the Fifth Circuit, exhaustion of administrative remedies in 28 U.S.C. § 2241 habeas actions is prudential, rather than jurisdictional, and may be excused, where exhaustion would be futile, inadequate, or would cause irreparable harm. See *Fuller v. Rich*, 11 F.3d 61, 62 (5th Cir. 1994).

Petitioner raises a purely legal challenge to DHS's authority to detain him without due process. Such legal questions do not require agency fact-finding and are appropriate for immediate habeas review.

In *Matter of Jonathan Javier Yajure Hurtado*, 28 I&N Dec. 388 (BIA 2025), the Board of Immigration Appeals held that Immigration Judges lack jurisdiction to conduct bond hearings where DHS retains exclusive custody authority, including cases in which the noncitizen's custody status is controlled by DHS rather than by INA § 236(a).

Following *Yajure Hurtado*, Immigration Judges in the Western District of Texas routinely decline to exercise bond jurisdiction, where DHS classifies the detainee as outside § 236(a). As a result, no meaningful administrative remedy exists by which Petitioner could obtain an Immigration Judge bond hearing.

ICE has not conducted any formal internal custody determination for Petitioner. If they have, Petitioner was not informed of the outcome. The agency denied Petitioner access to bail, based on its interpretation of *Yajure Hurtado*. There is no statutory or regulatory mechanism permitting Petitioner to administratively appeal DHS's refusal to classify him as a § 236(a) detainee.

Where agency action is final and no further administrative review is available, exhaustion is deemed satisfied. See *Darby v. Cisneros*, 509 U.S. 137, 146 (1993).

After *Matter of Jonathan Javier Yajure Hurtado*, requiring exhaustion would elevate form over substance by compelling detainees to pursue relief that Immigration Judges are legally barred from granting. Because exhaustion is prudential and excused -- or, alternatively, satisfied -- this Court may properly exercise jurisdiction over Petitioner's 28 U.S.C. § 2241 habeas petition.

V. GROUNDS FOR RELIEF

GROUND ONE

WRONGFUL MANDATORY DETENTION

In continuation of Ground One on Page 7

Petitioner planned to avail himself of the full appeals process, which would include proceedings in Federal Court of Appeals, in case BIA took an unfavorable view. A pending BIA review and a possible Court of Appeals proceedings, while detained, amounts to indefinite detention; a prospect he could not entertain, while his family was starving.

Indefinite detention is unconstitutional. It violates the right to due process and above all it violates the fundamental right to liberty and freedom from corporal restriction. Every human being has the right to a timely and meaningful opportunity to demonstrate that they should not remain detained.

In Petitioner's case, he has been denied this opportunity on two occasions. He attended two bond hearings. One in Indianapolis, Indiana, and the second one in El Paso, Texas. Both hearing were dismissed, because the judges stated they did not have jurisdiction over Petitioner's case.

Petitioner's detention is governed by 8 U.S.C. § 1226(a). Instead, the Immigration Judges ruled they lacked jurisdiction to grant a bond. Petitioner is facing indefinite

mandatory detention.

Mandatory detention, under INA § 236(c), 8 U.S.C § 1226(c), applies only to noncitizens, who are "taken into custody" upon release from criminal custody, for enumerated offenses. The statute does not authorize mandatory detention for individuals, who are apprehended inside the United States, without a qualifying criminal release. DUI is not one of the enumerated offenses. Moreover, Petitioner does not have a DUI conviction.

Petitioner was taken into ICE custody inside the United States. He was not taken into custody upon release from criminal incarceration. Accordingly, § 236(c) does not apply. Instead, his detention is governed by INA §236(a), 8 U.S.C. § 1226(a), which authorizes discretionary detention and provides for a bond determination by an Immigration Judge.

Mandatory detention under INA § 235(b) applies to arriving aliens, or those deemed applicants for admission. Petitioner was taken into custody within the interior of the United States, not at a port of entry, and therefore does not fall within § 235(b). Petitioner should have been afforded a fair and impartial bond hearing.

GROUND TWO

FIFTH AMENDMENT DUE PROCESS VIOLATION

In continuation of Ground Two on Page 7

ICE is violating Fifth Amendment right to Due Process by putting Petitioner in indefinite mandatory detention; not explaining the grounds for detention, or affording him an opportunity to challenge them. Petitioner firmly believes that he does not pose a danger to society, nor is a flight risk.

ICE cannot unilaterally decide to classify a noncitizen subject to mandatory detention. Although, administrative agencies exercise considerable discretionary power, exercise of such

powers is subject to constitutional and statutory restraints. When mandatory detention does not apply, jurisdiction automatically vests with the Immigration Judge to conduct a bond hearing under § 236(a).

Continued detention without access to an Immigration Judge bond hearing violates the Due Process Clause of the Fifth Amendment. An individual detained under § 236(a) must be afforded a meaningful opportunity to seek release before a neutral decision-maker. See *Zadvydas v. Davis*, 533 U.S. 678, 690 (2001) (civil immigration detention is subject to constitutional limitations).

Because Petitioner is detained pursuant to § 236(a), the Immigration Judge has jurisdiction to conduct a bond hearing, and DHS's failure to provide such a hearing renders Petitioner's detention unlawful. Habeas relief is therefore warranted.

GROUND THREE

PROCEDURAL DUE PROCESS VIOLATION

In continuation of Ground Two on Page 7

As was related *supra*, Petitioner was transferred from Indiana Police to ICE custody, possibly pursuant to an ICE detainer. He was not served this document either prior to, or post transfer. ICE assumed custody without explanations, leaving the petitioner to guess the reasons and purpose of his ICE detention. This happened due to Petitioner's relative nescience of his rights. Ignorance may be a fault, but it is not a crime. ICE cannot act in disregard of procedural safeguards. Petitioner is under arrest without a Warrant for Arrest.

GROUND FOUR

UNLAWFUL PROLONGED DETENTION

In continuation of Ground Two on Page 8

Petitioner has been in ICE custody since June 3, 2025 (235 days). Both, bond hearing the petitioner had, resulted in "No Jurisdiction" rulings. Petitioner's detention is unlawful and has become prolonged in relation to existing statutory time limitations on civil immigration detention.

Therefore, Petitioner is seeking alternative relief to his detention without any proper due process. Petitioner continued detention is a violation of Due Process.

VI. PRAYER FOR RELIEF

Petitioner respectfully requests that this Court:

- A. Grant the Petition for Writ of Habeas Corpus;
- B. Order Petitioner's immediate release;
- D. Enjoin Respondents from further unlawful detention; and
- E. Grant such other relief as the Court deems just and proper.

Appendix # 1

Personal Circumstances

I find myself in a stressful situation, while being detained here at Camp Montana East. With all due respect I feel that I meet the requirements for supervised release. As I am the main provider for my three children and a primary care provider for my mother, separation from my family was straining my sense of well-being. But now, after 230 in ICE detention, my family has also exhausted all our savings.

I was detained by ICE following an arrest and charge of DUI by Indiana state police. I was a passenger, and my friend was the driver. I was unaware that a passenger can also be charged with a DUI. Had I known, I would have made a better choice that night. To this day I live with the regret in my heart. This was my first ever offense in the four years I have lived in the United States. I do not have a criminal history either in this country, or Nicaragua. I am not a danger to the public.

The research I have conducted indicates that ICE has the authority to keep a person detained until the resolution of hearings before the Board of Immigration Appeals [BIA]. This process is said to take up to five years. Facing such a prolonged time in detention, I had to petition for dismissal of my appeal to BIA. Five years; I was facing an indefinite and unimaginably long period of detention, given the fact that Immigration Judges did not give me bond for lack of jurisdiction. ICE was not

going to let me out. My family and I would suffer devastating psychological trauma from such an extended detention.

I have four brothers, a stable home, and a job in Indianapolis, IN. They are all waiting for me. I had community ties; I participated in a group of Nicaraguans in exile, located in Indianapolis. Despite being here in United States, away from my loved ones, I was in contact with my children and mother, supported them economically, and was involved in their everyday life. Not seeing my kids and my mom, and not being able to help them gives me anxiety, stress and depression. This detention makes me feel as if there is a hole in my heart. I can not express all that I am feeling in words. My kids and mother need me and depend on my help. I am writing this letter with tears in my eyes because my heart can no longer contain my feelings. It goes without saying that depriving someone of liberty can drive him/her crazy.

What we are experiencing in detention is inhumane. Food and medicine are limited and inadequate. We are treated like criminals. The worst feeling, though, is being detained without any answers as to when one will be released. I can't sleep thinking when god will have mercy on me. I cry. I suffer in desperation, waiting each day to hear my name called, to be released.

I am asking for your help because every human being has the right to a fair opportunity to explain and fight his/her case. Every human being has a right to a hearing before an impartial judge. I feel I've been denied this right.

In the humblest way, I ask you to consider my case in light of urgent humanitarian reasons concerning the well-being of my mother and three children.

They are experiencing severe shortages of food and medicine. I beg you for the love of GOD, and all that is good to show empathy as a fellow human being. With great faith in GOD, I hope you can help me, by granting a favorable resolution in my case.

Thank you!

A handwritten signature in black ink, appearing to read "Francisco Gutierrez Sanchez", written over a diagonal line.

Francisco Gutierrez Sanchez

Appendix # 2

Administrative Appeals Exhaustion

Attached are copies of my continuous efforts to communicate with ICE. I tried my best to obtain some form of relief from detention; either on bond and/or under an order of supervision. All these requests have been either ignored, or denied. I asked them to consider my requests favorably because I have the right to request bail, or rather every human being has this right. As these documents prove, they have repeatedly denied that right.



Francisco Javier Gutierrez Sanchez

A# 

01/29/2026

Camp East Montana Detention facility.



180 Day REVIEW
RELEASE from ICE
HELP ME!

Camp East Montana Detention Facility
6920 Digital Road El Paso, TX 79936

U.S. Immigration and Customs Enforcement

Section I. Choose from ONLY ONE OPTION of the following:

1. I.C.E. DETAINEE REQUEST: Choose One: ☐ []
2. I.C.E. GRIEVANCE: Choose One: ☒ [Formal]

Section II. Please understand the following:

1. This is not an AGS Form. If you wish to file a complaint or request, write AGS related information on this I.C.E. form it will result in no action.
2. Upon completion, place this form into a I.C.E. drop box. Do not place in a mailbox. Talton on Tablet receive Priority.
3. Failure to write legibly, you are missing information, or failure to follow instructions in the Handbook will also result in "No Reply" to I.C.E. detainee request.
4. If you have a serious or minor medical issue or problem then contact the medical staff to be resolved.

CI Si Sigue
mandando mas
formas to ICE
sera penalizado.
Block -

ICE Staff
12-30-25
10:21 hrs.

Section III. Information:

1. Detainee Full Name: Francisco Javier Gutierrez Sanchez
2. Day/Month/Year: 12/29/2025
3. File Number [Alien Number, Subject ID, etc.]: [REDACTED]
4. Country of Citizenship: Nicaragua
5. Current Housing Unit Pod Number and Bed Number: CI

Section IV. Explanation of Issue:

[Please write legibly. Failure to write legibly will result in "No Reply"]

180 Day REVIEW Letter and RELEASE from ICE
Por favor tomen conciencia Razonablemente mi Detención
Indefinida no tiene sentido, La clausula de debido proceso
de la quinta Enmienda Exige que la privación de la
Libertad de los peticionarios se adapte estrechamente
para servir aun interes gubernamental apremiante
El que yo tenga una corte pendiente. B.I.A. no justifica
mi Detención continua, mi Derecho a la libertad, es violado

Section V. I.C.E. Officer Disposition:

[Detainee does not write in this section. For staff only.]



AN AKIMA COMPANY

C1

DETAINEE REQUEST FORM FOR ICE STAFF ONLY

FORMA DE PETICION PARA EMPLEADOS DEL ICE SOLAMENTE

Instructions: Complete the top portion of this form and put it directly into the ICE drop box.
 Instrucciones: Escribir en la parte superior de esta forma y entregue al oficial del dormitorio.

Name / Nombre

Date / Fecha

File Number / Numero de Expediente

Francisco Gutierrez Sanchez

10/07/2025

Housing Unit / Unidad

Bed #/ Cama

Country / Pais

Nicaragua

A G

Speak to ICE Deportation Officer (Be very Specific) / Hablar con Oficial de Deportacion de ICE (sea muy especifico) - ☒ ☐

Estoy bajo un proceso de apelacion y no hay una orden de un juez porque me tienen aqui, tengo todos mis papeles en Regia.

talk to chaplain / hablar con el capellan - ☒ ☐

detainee copies / copia de documentos - ☐

missing property / propiedad perdida - ☐

notarized letters / cartas notariadas - ☐

visitation extension / extension de la visita - ☐

withdraw money / retiro de dinero - ☐

emergency call / llamadas de emergencia - ☐

special diet / dieta especial - ☐

fax / fax - ☐

extended time for law library / tiempo adicional para la Biblioteca de Leyes - ☐

Other Request (Be Very Specific) / Otra solicitud (Sea muy especifico) - ☒ ☐ quiero saber porque me

tienen preso tengo 4 meses aqui no hay una orden firmada por un juez, Estoy bajo un proceso de acilo politico y esta aprobado tengo mis documentos en Regia. no tengo dentos para que me tengan aqui

You will receive a response from this request no later than 72 hours.
 Usted recibira la respuesta de esta peticion en no mas de 72 horas.

ICE Officer's Disposition: ☒ Approved ☐ Denied ☐ Completed

An appeal is still Pending

MPS Barrinier

ICE Officer's Name, Title, Signature, and Alpha (if applicable):

Date Completed

ICE Officer's Request Number:

(This form is not valid without this number.)

Date Request Recorded:

References: 5-ALDF-2A-04, 5-ALDF-2A-05, 5-ALDF-2A-11, 5-ALDF-2A-03 & N.D.S. 2.10 Staff-Detainee Communication

(Effective 08/2025)



U.S. Immigration and Customs Enforcement

Camp East Montana Detention Facility
6920 Digital Road El Paso, TX 79936

Section I. Choose from ONLY ONE OPTION of the following:

1. I.C.E. DETAINEE REQUEST: Choose One: ☐ [Informal Complaint] ☐ [Question]
2. I.C.E. GRIEVANCE: Choose One: ☒ [Formal Complaint] ☐ [Grievance Appeal]

Section II. Please understand the following:

1. This is not an AGS Form. If you wish to file a complaint or request to AGS please consult AGS staff. If you write AGS related information on this I.C.E. form it will result in "No Reply".
2. Upon completion, place this form into a I.C.E. drop box. Do not place it in the Grievance drop box. Requests by Talton on Tablet receive Priority.
3. Failure to write legibly, you are missing information, or failure to follow instructions according to your Detainee Handbook will also result in "No Reply" to I.C.E. detainee request and grievance.
4. If you have a serious or minor medical issue or problem then consult an AGS Staff Member immediately so that it can be resolved.

Section III. Information:

1. Detainee Full Name: Francisco Javier Gutierrez Sanchez
2. Day/Month/Year: 12/28/2025
3. File Number [Alien Number, Subject ID, etc.]: [REDACTED]
4. Country of Citizenship: Nicaragua
5. Current Housing Unit Pod Number and Bed Number: C1

Section IV. Explanation of Issue:

[Please write legibly. Failure to write legibly will result in "No Reply"]

780 DAY REVIEW LETTER and RELEASE from ICE Custody
La "Corte Suprema Estado Unidense" permite la detención
Continuada solo durante un periodo razonablemente
NECESARIO, para asegurar la Expulsión del Extranjero
En mi caso yo estoy bajo un proceso de apelación
y eso no justifica mi detención indefinida por parte
de "ICE" ustedes están violando mi debido proceso
yo no represento un peligro!!!

Section V. I.C.E. Officer Disposition:

[Detainee does not write in this section. For staff only.]



11e
Officers
U.S. Immigration and Customs Enforcement

Camp East Montana Detention Facility
6920 Digital Road El Paso, TX 79936

Sección I. Elija entre UNA SOLA OPCIÓN de las siguientes:

1. SOLICITUD DE DETENCIÓN DE I.C.E.: Elija una: [Queja informal] [Pregunta]
2. Queja de I.C.E.: Elija una: [Queja formal] [Apelación de quejas]

Sección II. Por favor, comprenda lo siguiente:

1. Este no es un formulario AGS. Si desea presentar una queja o solicitud a AGS, consulte al personal de AGS. Si escribe información relacionada con AGS en este formulario I.C.E., resultará en "No Respuesta".
2. Al completarlo, coloque este formulario en un buzón de ICE. No lo coloque en el buzón de quejas. Solicitudes de Talton en Tablet recibe prioridad.
3. Si no escribe de manera legible, le falta información o no sigue las instrucciones de acuerdo con su Manual del Detenido también resultará en "No Respuesta" a la solicitud y queja del detenido de ICE.
4. Si tiene un problema o problema médico grave o menor, consulte a un miembro del personal de AGS de inmediato para que pueda resolverlo.

Sección III. Información:

1. Nombre completo del detenido: Francisco Javier Gutierrez Sanchez
2. Día/Mes/Año: 12/11/2025
3. Número de File [Número de extranjero, ID del sujeto]: [REDACTED]
4. País de ciudadanía: Nicaragua
5. [Número de dormitorio de vivienda actual y número de cama: C1

Sección IV. Explicación de la oferta:

Por favor, escriba de manera legible. Si no escribe de manera legible, No Habrá Respuesta

Renunció a cualquier derecho que yo tenga Para no seguir
Peleando mi caso, mi familia está muy mal Económicamente
necesito trabajar y ayudar a mi madre y mis 3 hijos Por favor,
ya no sigan haciendo las cosas mal, Ustedes no tienen
un motivo claro para tenerme aquí, Violadores de los derechos
humanos!

Sección V. DISPOSICIÓN DE LOS OFICIALES DE I.C.E.: No escribe en esta sección.

Your case is currently being processed. You will need to
wait on your case due to not qualifying

ELPCEM REV 11/25

MRS Ressler 12/15

for VO

2



FORMULARIO DE QUEJAS Y SOLICITUDES DE SEGURIDAD/AGS

Este formulario es únicamente para el personal de AGS/Seguridad. Este formulario NO es para solicitudes o quejas relacionadas con el ICE.

Una vez completado, entregue este formulario a un miembro del personal de AGS/Seguridad. NO lo deposite en el buzón.

Si no se proporciona toda la información, o si se proporciona información parcial, o si se utiliza un formulario incorrecto, no se responderá a la solicitud o queja.

Si la solicitud o queja no se presenta de forma legible y clara, tampoco recibirá respuesta.

Nombre completo del detenido: Francisco Javier Gutierrez Sanchez

Fecha de hoy: 01/19/2026

Número de expediente [Número de extranjero, etc.]: [REDACTED]

Módulo actual de alojamiento para detenidos #: C1

Número de cama actual en la unidad de alojamiento para detenidos: Cama #6

¿Cuál es su queja o solicitud para el personal de AGS/Seguridad?

Por medio de la presente me dirijo a ustedes para pedirles que por favor, me ayuden proporcionandome una Carta que indique que yo no tengo una cuenta de Comisaria o que Este Centro de Detencion no tiene Comisaria. y que por obvias razones no tengo dinero, Esta Carta Es para Enviarla ala Corte de Distrito Es uno de los Requisitos que me pide la Corte Federal. porque estoy enviando una mocion que se llama habeas Corpus para poder obtener mi Libertad.

Please use the Law Center at this Facility. Ask your D/O.

2.8 1-20-26

Nombre, cargo y firma del oficial de seguridad/AGS:

[Signature]



11e
Office
U.S. Immigration

Sección I. Elija entre UNA SOLA OPCIÓN de las siguientes.

1. SOLICITUD DE DETENCIÓN DE I.C.E.: Elija una: [Queja informal] [Pregunta]
 2. Queja de I.C.E.: Elija una: [Queja formal] [Apelación de quejas]

Sección II. Por favor, comprenda lo siguiente:

1. Este no es un formulario AGS. Si desea presentar una queja o solicitud a AGS, consulte al personal de AGS. Si escribe información relacionada con AGS en este formulario I.C.E., resultará en "No Respuesta".
2. Al completarlo, coloque este formulario en un buzón de ICE. No lo coloque en el buzón de quejas. Solicitudes de Talton en Tablet recibe prioridad.
3. Si no escribe de manera legible, le falta información o no sigue las instrucciones de acuerdo con su Manual del Detenido también resultará en "No Respuesta" a la solicitud y queja del detenido de ICE.
4. Si tiene un problema o problema médico grave o menor, consulte a un miembro del personal de AGS de inmediato para que pueda resolverlo.

Sección III. Información:

1. Nombre completo del detenido: Francisco Javier Gutierrez Sanchez
 2. Día/Mes/Año: 12/11/2025
 3. Número de File [Número de extranjero, ID del sujeto]: [REDACTED]
 4. País de ciudadanía: Nicaragua
 5. [Número de dormitorio de vivienda actual y número de cama: 61]

Sección IV. Explicación de la oferta:

Por favor, escriba de manera legible. Si no escribe de manera legible, No Habrá Respuesta

Por favor, Caballeros deportenme llevo más de 1/2 año
Preso, 190 días detenido por pura maldad de ustedes
Yo Renuncio a cualquier derecho sobre mi caso migratorio
mi familia está muriendo de hambre, ustedes no tienen
un motivo claro para tenerme aquí, Son Racistas y Comunistas

Sección V. DISPOSICIÓN DE LOS OFICIALES DE I.C.E.: No escriba en esta sección.

You will need to fight case due to not qualifying
for VJ

ELPCEM REV 11/25

MR Resler 12/15