

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

UNITED STATES DISTRICT COURT

for the

U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA

2026 FEB 12 A 10:32

Younes Davoodi  
Petitioner

v.

Case No.

CLERK KJM  
SO. DIST. OF GA.  
(Supplied by Clerk of Court)

526 W209

Warden of D-Ray James ICE p.c  
Respondent  
(name of warden or authorized person having custody of petitioner)

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

Personal Information

1. (a) Your full name: Younes Davoodi
- (b) Other names you have used: N/A
2. Place of confinement:
  - (a) Name of institution: D-Ray James ICE Processing center
  - (b) Address: 3262 Hwy 252 Folkston, Georgia 31537
  - (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)

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

- 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

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

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

I am challenging the decision to withholding of removal. I want the withholding of removal revoked and for me to be deported to my home country - IRan

(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: (BIA) Board of Immigration Appeals.

(2) Date of filing: October 29, 2025

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

(4) Result: Awaiting decision

(5) Date of result: \_\_\_\_\_

(6) Issues raised: During the pendency of the appeal, the respondent requested to withdraw I-589 application.

And to be removed to my home country - IRan

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

N/A

8. **Second appeal**

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

Yes  No

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

(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

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

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: 01, 16, 2025
- (b) Date of the removal or reinstatement order: August 5, 2025 IJ granted withholding of removal
- (c) Did you file an appeal with the Board of Immigration Appeals?

Yes  No

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

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: *prolonged detention is pointless if the petitioner seeks immediate deportation.*

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

*The petitioner filed a motion to vacate the (BIA) decision, but the BIA is taking too long to issue a decision. Prolonged detention without a final decision date has become torture.*

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

Yes  No

GROUND TWO: *Detention is like a prison.*

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

*There are lockdowns, threats of gas and insults from the administration. There's no freedom of movement, and the conditions are inhumane.*

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

Yes  No

GROUND THREE: *Inadequate medical care.*

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

*The petitioner suffers from serious medical conditions, which were not treated or alleviated in detention. Inadequate medical care only worsened the petitioner's health.*

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

Yes  No

**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:

*The petitioner did not raise questions about the conditions of detention because the (BIA) only reviews immigration decisions.*

**Request for Relief**

15. State exactly what you want the court to do: *I ask the court to vacate the Immigration Judge's order of withholding of removal and to order my immediate and prompt deportation to my home country Iran. The alternative is to order the (BIA) to consider the petition to vacate the IJ's decision immediately, with a deadline and a final date for a response.*

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

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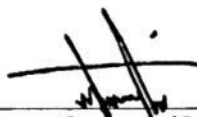
**Declaration Under Penalty Of Perjury**

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

2.9.2026

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: 2.8.2026



*Signature of Petitioner*

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

Ryan Matsuno  
Chief Counsel  
Rodion Tadenev  
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Kiera D. Potter  
Assistant Chief Counsel  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
180 Ted Turner Drive, SW, Suite 332  
Atlanta, GA 30303  
404-893-1400

**DETAINED**

**UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
BOARD OF IMMIGRATION APPEALS  
FALLS CHURCH, VIRGINIA**

In the Matter of:

**DAVOODI, YOUNES**

In Removal Proceedings

File No.



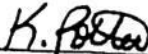
**JOINT MOTION TO REMAND PROCEEDINGS**

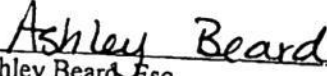
The respondent and the United States Department of Homeland Security (DHS) jointly move the Board of Immigration Appeals (Board) to remand the respondent's case to the Immigration Judge. In support of this motion to remand the parties state as follows:

1. DHS commenced this action by filing the Notice to Appear with the Stewart Immigration Court on February 25, 2025.
2. The respondent filed an I-589 application for asylum, withholding of removal and deferral under the United Nations Convention Against Torture (I-589) on May 22, 2025.
3. After a hearing on the merits of the respondent's claim, the Immigration Judge granted the respondent withholding of removal under section 241(b)(3) of the Immigration and Nationality Act on August 5, 2025.
4. DHS filed an appeal of the Immigration Judge's decision on August 27, 2025.
5. During the pendency of the appeal, the respondent requested to withdraw his I-589 application and to be removed to his home country, Iran. Upon remand, the parties agree that the respondent will withdraw his I-589 application and take an order of removal to Iran.

WHEREFORE, for the foregoing reasons, the parties respectfully request that this Court grant the parties' motion to remand the case to the Immigration Judge.

Respectfully submitted October 29, 2025,

  
Kiera D. Potter  
Assistant Chief Counsel

 (with express permission) -Kader  
Ashley Beard, Esq.  
Attorney for Respondent