

MUCO JEAN CLAUDE  
NAME  
A# [REDACTED]  
PRISON NUMBER

**FILED**  
**APR 02 2026**  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY: UAV DEPUTY

IMPERIAL REGIONAL DETENTION FACILITY  
PLACE OF CONFINEMENT

1572 GATEWAY ROAD CALEXICO, CA 92231  
ADDRESS

United States District Court  
Southern District Of California

MUCO JEAN CLAUDE  
(FULL NAME OF PETITIONER)  
Petitioner

Civil No. '26 CV1629 RSH MMP  
(TO BE FILLED IN BY CLERK OF U.S. DISTRICT COURT)

v.

WARDEN JEREMY CASEY  
(NAME OF WARDEN, SUPERINTENDENT, JAILOR, OR AUTHORIZED  
PERSON HAVING CUSTODY OF PETITIONER, E.G. PAROLE OFFICER)  
Respondent

PETITION FOR WRIT OF HABEAS CORPUS

UNDER 28 U.S.C. § 2241

and  
The Attorney General of the State of  
California, Additional Respondent.

1. 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 or case number (if you know): \_\_\_\_\_

(c) Date of sentencing: \_\_\_\_\_

Being held on immigration charge

Other (explain): \_\_\_\_\_

2. Are you currently being held on orders by:

- Federal authorities
- State authorities
- Other - explain:

IMMIGRATION DETENTION

3. What are you challenging in this petition:

- How your sentence is being carried out, calculated, or credited by prison or parole authorities
- Pretrial detention
- Immigration detention
- Detainer
- The validity of your conviction or sentence as imposed
- Disciplinary proceedings
- Other (specify): \_\_\_\_\_

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

(a) Name and location of the court or agency: Imperial immigration court  
2409 LA Bruchevie Road, Imperial, CA 92251

(b) Case number, docket number or opinion number (if you know): [REDACTED]

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

(d) Date of the decision or action: April 22/2025 IJ denied my  
Request for bond

5. Did you appeal the decision, file a grievance or seek an administrative remedy?

- Yes
- No

(a) If your answer to 5 was "Yes," give the following information:

- (1) Name of court, agency or authority: \_\_\_\_\_
- (2) Date of filing: \_\_\_\_\_
- (3) Case number, docket number or opinion number: \_\_\_\_\_
- (4) Result: \_\_\_\_\_
- (5) Date of result: \_\_\_\_\_
- (6) Issues raised: \_\_\_\_\_

I have Requested bond From the immigration Judge on April 22, 2025 but the immigration Judge denied my Request For bond. I have also sent a letter to

(b) If your answer to 5 was "No," explain why you did not appeal: the Worden and my ICE officer and there was no response to my letter.

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

Yes  No

(a) If your answer to 6 was "Yes," give the following information:

- (1) Name of court, agency or authority: \_\_\_\_\_
- (2) Date of filing: \_\_\_\_\_
- (3) Case number, docket number or opinion number: \_\_\_\_\_
- (4) Result: \_\_\_\_\_
- (5) Date of result: \_\_\_\_\_
- (6) Issues raised: \_\_\_\_\_

(b) If your answer to 6 was "No," explain why you did not appeal: Because it would be futile that ICE had already made a decision.

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

Yes  No

(a) If your answer to 7 was "Yes," give the following information:

- (1) Name of court, agency or authority: \_\_\_\_\_
- (2) Date of filing: \_\_\_\_\_
- (3) Case number, docket number or opinion number: \_\_\_\_\_
- (4) Result: \_\_\_\_\_
- (5) Date of result: \_\_\_\_\_
- (6) Issues raised: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(b) If your answer to 7 was "No," explain why you did not appeal: Because it would be futile that ICE had already made a decision. Any further appeal would be futile.

8. State *concisely* every ground on which you claim that you are being held in violation of the constitution, law or treaties of the United States. Summarize *briefly* the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting same.

**CAUTION:** In order to proceed in the federal court, you must ordinarily first exhaust your available court remedies as to each ground on which you request action by the federal court. Moreover, if you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.

You should raise in this petition all available grounds on which you base your allegations that you are being held in custody unlawfully.

GROUND ONE: I have been detained for over 6 months and my detention upto date is 15 months (December 22/2024, day I was arrested and detained).

(a) Supporting FACTS (state *briefly* without citing cases or law) court in this circuit have recognized a six months "presumptively reasonable period of detention after which the alien is eligible for conditional release if he can demonstrate that there is significant likelihood of removal in the reasonable foreseeable future"  
CLARK V. MARTINEZ, 543 U.S. 371, 378, 125 S. Ct. 716, 160 L. Ed. 734 (2005) Quoting G. ZANVYDAS, 533 US AT 701)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Yes  No I presented Ground one in my Request for Release to the warden and ICE officer. Given I did not file an appeal, I did not present Ground one.

GROUND TWO: I am not a flight risk or danger to the community.

(a) Supporting FACTS (state briefly without citing cases or law): I came with my Driving License it's with ICE custody and my Passport copy. I Promise to go to court and came to any ICE interview when I am being invited.

I have a Sponsor who will ensure that i will attend all my immigration court hearings and is lawfully abiding citizen who has been here for old of time and is willing to accomodate me through out my immigration proceedings.

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

Yes  No

GROUND THREE: I am entitled to due Process under the Fifth Amendments of the United States Constitution

(a) Supporting FACTS (state briefly without citing cases or law): it is well settled that the fifth amendment entitles aliens to due process in deportation proceedings. the due process clause applies to all persons within the United States including aliens whether their presence here is lawful, unlawful, temporary or permanent. More than a decade ago, in the ZAARVAAS Decision, the United States Supreme Court signaled its concerns about the constitutionality of the statutory scheme that ostensibly authorized indefinite detention of non-citizen. two years later, when the court upheld the constitutionality of 8 U.S.C. § 1226 (c) in the Demore decision it emphasized that, for detention under the statute to be reasonable it must be for a brief period of time. Justice Kennedy explained in his concurrence in the Demore decision that were there to be an unreasonable delay by the immigration and naturalization service in pursuing and completing deportation proceeding it could become necessary then to inquire whether the detention is not to facilitate deportation or to protect against risk of flight or dangerousness, but to incarcerate for other reasons.

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

Yes  No

GROUND FOUR: There is no significant likelihood of my removal in the near future -

(a) Supporting FACTS (state briefly without citing cases or law): The duration of my current detention has been unreasonably prolonged and there is a reason to anticipate significant future detention during my immigration proceeding.  
on January 2nd 2026, the immigration judge ordered my removal to a third country (Uganda), I filed an appeal on January 22 2026. which is still pending in the Board of immigration appeal (B.I.A). Even if the BIA denies my appeal I have the right to appeal to the 9th circuit. which can typically take 1 or 2 years.  
The conditions of confinements have been affecting me psychologically and physically. we have been restricted from our door space, forbidden to access the internet and therefore are unable to connect with loved ones and restricted on visitations

(b) Did you present Ground Four in all appeals that were available to you?  
 Yes  No

9. If any of the grounds listed in 4A, B, C, and D were not previously presented in any other court, state or federal, state briefly what grounds were not presented, and give your reasons for not presenting them:

\_\_\_\_\_

10. Do you have any petition or appeal now pending in any court, either state or federal, as to the execution of sentence under attack?

Yes  No

11. Give the name and address, if known, of each attorney who represented you in the following stages of the execution of sentence attacked herein:

(a) In any post-conviction proceeding N/A

(b) On appeal from any adverse ruling in a post-conviction proceeding N/A

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding. *Specifically Petitioner seeks Release From this court.*

\_\_\_\_\_  
SIGNATURE OF ATTORNEY (IF ANY)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

03/30/2026

(DATE)

*[Signature]*

SIGNATURE OF PETITIONER

**INSTRUCTIONS FOR FILING**  
**PETITION UNDER 28 U.S.C. § 2241 FOR WRIT OF HABEAS CORPUS**  
**IN THE UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

- (1) This petition must be legibly handwritten or typewritten. You must tell the truth in the petition and you must sign the petition under penalty of perjury. If you do not tell the truth in this petition, you may be prosecuted for and convicted of perjury.
- (2) Answer all the questions on the form as concisely as you can. You do not need to cite cases. Include the facts supporting your ground for relief. If briefs or arguments are submitted, they should be submitted as a separate memorandum.
- (3) You must pay a \$5.00 filing fee to have your petition filed. The \$5.00 fee must be submitted with the petition, not separately. If you do not have the \$5.00 for the filing fee and any other costs, you may request permission to proceed in forma pauperis. To do so, fill out and submit the "Motion to Proceed in Forma Pauperis" form provided by the Court with your petition. You also **MUST** have an authorized officer at the penal institution complete the "Prison Certificate" statements stating the amount of money and securities on deposit to your credit in any account in the institution.
- (4) You may only challenge a judgment entered by one court in a single petition. If you want to challenge judgments entered by different courts either in the same state or in different states, you must file separate petitions as to each court.
- (5) You must include all grounds for relief and all facts supporting such grounds for relief in the petition you file seeking relief from any judgment of conviction.
- (6) When the petition is fully completed, the original and at least one copy must be mailed to:

Clerk of U.S. District Court  
Southern District of California  
333 W. Broadway, Suite 420  
San Diego CA 92101

- (7) Petitions that do not conform to these instructions will be returned with a notation as to the deficiency.

AMENDED VERSION

Case number 3:26-cv-1629-RSH-JLB