

GIRMAY NEGASI

NAME

PRISON NUMBER

Imperial Regional Detention Facility

PLACE OF CONFINEMENT

CALEXICO, CALIFORNIA

ADDRESS

DHS | MTC / IRDF

1572 Gateway Road

Calexico CA, 92231

United States District Court
Southern District Of California

FILED
MAR 20 2026
CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY: UW DEPUTY

GIRMAY NEGASI

(FULL NAME OF PETITIONER)

Petitioner

v.

WARDEN JEREMY CASEY

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

Respondent

and

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

Civil No. '26 CV1858 AGS VET

(TO BE FILLED IN BY CLERK OF U.S. DISTRICT COURT)

PETITION FOR WRIT OF HABEAS CORPUS

UNDER 28 U.S.C. § 2241

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 BRUCHERIE ROAD IMPERIAL, CA. 92251

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

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

(d) Date of the decision or action: _____

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: _____

(b) If your answer to 5 was "No," explain why you did not appeal: Because it would be futile that ICE had already made a decision.

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.

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 being detained over six months
Court in the ninth circuit have recognized the
six month bright line rule.

(a) Supporting FACTS (state *briefly* without citing cases or law) Court in this
Circuit have recognized a six months "presumptively
reasonable period of detention of which the
alien is eligible for conditional release if he can
demonstrate that there is no significant likelihood
of removal in the reasonable foreseeable future"

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

Yes No

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 passport copy and identification card is with ICE custody. I promise to go to court and come to any ICE interview. I have sponsor, he is American citizen, he is a family to me, he is tax payer who is gainful employed and he is willing to accommodate me and take care of my basic needs 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 fifty 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 ZADVOAS decision the United States Supreme Court signaled its concerns about the constitutionality of the statutory scheme that ostensibly authorized indefinite detention of non citizens. Two years later, when the Court upheld the constitutionality of 8 U.S.C.S § 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 the 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 proceedings, 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 reason to anticipate significant future detention during my immigration proceeding. even if I receive an adverse decision from the (BIA) board of Immigration Appeal which could take six months or longer. The conditions of my confinements have been affecting me psychologically and physically. We have been restricted from outdoor space forbidden access to 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:

There no pending presented grounds in any court, the petitioner is presenting these grounds for the first time to this court.

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 the petitioner is requesting from the court immediate release or alternatively a bond hearing in front of Immigration Judge.

SIGNATURE OF ATTORNEY (IF ANY)

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

March 17, 2026

(DATE)



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.