

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

UNITED STATES DISTRICT COURT

for the
District of Arizona

Aleksei Elagin

Petitioner

v.

U.S. Immigration and Customs Enforcement (ICE)
Florence Detention Center*Respondent*

(name of warden or authorized person having custody of petitioner)

☒ FILED	☐ LODGED
☐ RECEIVED	☐ COPY
MAR 24 2026	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY _____	DEPUTY

Case No. **CV26-01998-PHX-SMB--JFM**
(Supplied by Clerk of Court)

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

Personal Information

- (a) Your full name: Aleksei Elagin

(b) Other names you have used: None
- Place of confinement:

(a) Name of institution: Florence Detention Center, Unit B (Bravo)

(b) Address: 3250 N. Pinal Pkwy Florence, AZ 85132

(c) Your identification number: A# 
- Are you currently being held on orders by:

☒ Federal authorities ☐ State authorities ☐ Other - explain:

Immigration detention (ICE custody)
- 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

- 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): Unlawful immigration detention and arrest without proper warrant or explanation.
Violation of my rights and resulting hardship to my family.
See attached statement for full details.

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 (ICE), Florence Detention Center, Florence, AZ(b) Docket number, case number, or opinion number: A# [REDACTED](c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
Unlawful immigration detention without proper legal basis or justification, and failure to provide adequate medical care.(d) Date of the decision or action: 02/07/2026**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: U.S. Immigration and Customs Enforcement (ICE) and related authorities(2) Date of filing: Multiple requests since February 2026(3) Docket number, case number, or opinion number: N/A(4) Result: No response received(5) Date of result: N/A(6) Issues raised: Unlawful detention, lack of due process, repeated unanswered requests for assistance, inadequate medical care, and denial of access to personal and family documents, including the confiscation of my spouse's passport.

(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 did not file a second appeal because no response or decision was provided to my prior requests.

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: _____

I did not file a third appeal because no response or decision was provided to my prior requests.

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: 02/07/2026
- (b) Date of the removal or reinstatement order: N/A
- (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: _____
- _____
- _____
- _____
- _____

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 immigration detention without a proper legal basis.

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

I was arrested and detained by ICE without being presented with a warrant or any official documentation explaining the legal basis for my detention. I have not been provided with proper due process.

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

☐ Yes

☒ No

GROUND TWO: Inadequate medical care during detention.

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

I have ongoing health issues and require medical attention.

Despite my condition, I have not received adequate or consistent medical care.

My requests for medical assistance have been ignored or inadequately addressed, and my condition is worsening.

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

☐ Yes

☒ No

GROUND THREE: Repeated unanswered requests for assistance and lack of response by detention authorities.

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

I have submitted multiple requests for assistance while in detention, but I have not received any meaningful response.

My concerns have not been addressed, and I have been unable to resolve issues related to my detention conditions.

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

☐ Yes

☒ No

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GROUND FOUR: Risk of removal interfering with my ability to pursue my immigration case.

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

I am facing the risk of removal while being detained.

I have been informed that a removal order may be issued if I fail to submit required documents by March 31, 2026.

Due to my detention, I am unable to properly prepare and pursue my immigration case, including complying with court requirements.

This places me at risk of unjust removal.

(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: I did not present these grounds in prior appeals because my requests
and complaints were not responded to, and I did not receive any decisions.
Additionally, due to my detention, I have limited access to legal resources and
the ability to properly pursue appeals.

Request for Relief

15. State exactly what you want the court to do: I respectfully request that the Court order my
immediate release from detention or, in the alternative, provide a prompt hearing to review the
legality of my detention.

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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: March 20, 2026

Signature of Petitioner

Signature of Attorney or other authorized person, if any

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