

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

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RODOLFO JOSE PACHECO SENA,

A# 

Petitioner,

v.

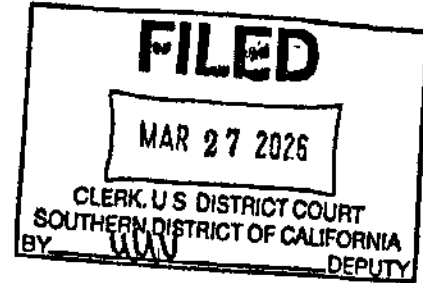
John Doe, Warden, Otay mesa detention center.

Alejandro Mayorkas,  
Secretary of Homeland Security.

U.S. Immigration and Customs Enforcement (ICE), a component of Department of  
Homeland Security;

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PETITION FOR WRIT OF HABEAS CORPUS

UNDER 28 U.S.C. § 2241



'26CV1943 JES MMP

Petitioner, Rodolfo Jose Pacheco Sena, respectfully submits this Petition for a Writ of Habeas Corpus and states.

1. Petitioner is currently detained by immigration authorities under the custody of the Respondent.
2. Petitioner has been detained since October 6, 2025, following his attendance at a routine immigration check-in appointment.
3. At the time of his detention, Petitioner had an active immigration case pending, including an appeal, and a scheduled court date in 2027.

4. Petitioner does not have a final order of removal.
5. Despite the absence of a final removal order, Petitioner has been subjected to prolonged and unjustified detention
6. Petitioner has not been provided with a meaningful bond hearing or individualized custody determination.
7. Petitioner has no criminal record and poses no danger to the community.
8. Petitioner is not a flight risk and has complied with all prior immigration requirements, including attending scheduled appointments.
9. The continued detention of Petitioner without a bond hearing violates the Due Process Clause of the Fifth Amendment.
10. Detention under these circumstances is arbitrary, excessive, and not reasonably related to any legitimate government purpose
11. Federal courts have recognized that prolonged detention without a bond hearing is unconstitutional.

WHEREFORE, Petitioner respectfully requests that this Court

- A. Grant this Petition for Writ of Habeas Corpus;
- B. Order Petitioner's immediate release; OR
- C. In the alternative, order an immediate bond hearing before an immigration judge;
- D. Grant any other relief the Court deems just and proper.

Respectfully submitted,

**/S/ RODOLFO JOSÉ PACHECO SENA**  
**PETITIONER, PRO SE**

**OTAY MESA DETENTION CENTER**