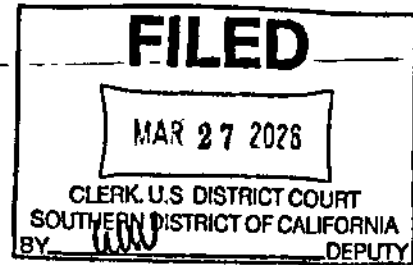


UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF CALIFORNIA

Ozer,Nese
Petitioner

v

Christopher LaRose,
Warden Otay Mesa
Detention Center
Respondent



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

'26CV1973 JO SBC

I,Nese Ozer,respectfully file this petition pro se pursuant to 28 U.S.C. 2241

I. Jurisdiction

This court has jurisdiction under 28 U.S.C. 2241 because I am in federal immigration custody with in the Southern District of California.

II. Custody Status

I am currently detained at Otay Mesa Detention Center in San Diego CA

III. Prolonged Detention

My Detention has become unconstitutionally prolonged and violates the Fifth Amendment of the Constitution.

I have been in custody since April 4,2025.

IV. Immigration Court Decision

On February 12, 2026, I was granted Asylum by an Immigration Judge.

Despite this positive decision,I remain detained.

Continued Detention

ICE Officers have informed me now,after I had already waited a month for DHS reserves the right to Appeal, that on march 16, 2026, DHS filed an Appeal and because of that and because of my prolonged detainee and illness, Please allow me to wait for this time outside.

My removal is not reasonable foreseeable.

VI. Grounds for Relief

My continued detention violates:

- The Fifth Amendment Due Process Clause;
- The limits on civil immigration detention where removal is not reasonably foreseeable;

Detention after Asylum without lawful removal prospects, is arbitrary and unconstitutional.

I respectfully request that this Court:


1. Reopen this case;
2. Grant this Petition;
3. Order my immediate release from ICE Custody;
4. Grant any other relief the Court deems just and proper.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on: 03/21/26

Signature: 

Ozer, Nese


Otay Mesa Detention Center
San Diego, California