

KALEAB SIUM ZEWELDI

NAME

A # 

PRISON NUMBER

Imperial Regional detention Facility

PLACE OF CONFINEMENT

1572 Gateway Road, Calexico, CA 92231

ADDRESS

FILED
APR 03 2026
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY _____ DEPT. OF JUSTICE

United States District Court
Southern District Of California

KALEAB SIUM ZEWELDI

(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. '26CV2148 DMS MMP

(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:

DHS

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: Immigration Court in Imperial
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 or Parole

(d) Date of the decision or action: 15 - Mar - 2025

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: I have sent a letter to the warden and my ICE officer and there is NO respond 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: I did not file an appeal because it would be futile.

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: I did not file for an appeal because it 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 being detained for more than 12 month courts in the Ninth Circuits have recognized the six month bright line rule.

(a) Supporting FACTS (state *briefly* without citing cases or law) _____

I have been currently detained for over 12 months with no bond hearing Courts in this circuits have recognized a six-month "Presumptively reasonable period of detention" after where "the alien is eligible for conditional release if he can demonstrate that there is no significant likelihood of removal in the reasonable foreseeable future" Clark v. Martinez, 543 U.S. 371, 378. 125 S.Ct. 716, 160 L.Ed.2d 734 (2005) (quoting Zadvydas, 533 U.S. at 701)

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

Yes No

GROUND TWO: The conditions of confinement

(a) Supporting FACTS (state *briefly* without citing cases or law):

I have a sponsor who is a United State's Citizen and she is law abiding. She will always make sure that I attend all my Immigration court Proceedings. She is a taxpayer who is gainfully employed and she is willing to accomodate me and take care of my basic needs throughout my Immigration Proceeding. And also the condition of my confinement has been affecting me mentally, emotionally, Psychologically and healthwise. Most times, I am deeply depressed as I have difficulties communication to my family and loved ones.

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

Yes No

GROUND THREE: My detention has become unconstitutionally prolonged and violates the fifth Amendment of the 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 person within the United States, including aliens whether their presence here is lawfully, unlawful, temporary or permanent more than a decade ago in the Zadvydas decision, the United States supreme court signaled it's concerns about the constitutionality of a statutory scheme that ostensibly authorized indefinite detention of non-citizens. 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 Naturalisation 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 release from detention in the near future

(a) Supporting FACTS (state *briefly* without citing cases or law):

After over 12 months and several court proceedings the Immigration Judge ordered me withholding of convention against torture (CAT) on 3-11-2026. I am currently awaiting a decision from (BIA) Board of Immigration Appeal which will take several even after an adverse decision I can appeal to the Ninth Circuit which could result in further prolonged detention that could stretch to a year or more I have never been called or spoken to concerning my release from detention since I have taken into custody.

(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 is no Pending Presented ground 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.

SIGNATURE OF ATTORNEY (IF ANY)

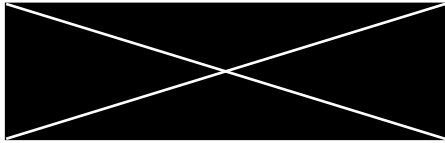
I declare under penalty of perjury that the foregoing is true and correct. Executed on

30-Mar-2026
(DATE)


SIGNATURE OF PETITIONER

KALAEAB SIUM ZEWELDI

A #



Deportation officer Guardado

1564 Gateway Road


Calexico, California 92231

Re: Request for Release from Immigration Custody

Accept my warm greetings and wishing you all the best for you and your beloved family. I have had a prolonged stay in different detentions like San Luis detention center San Luis, Arizona and here at the Imperial Regional detention facility in Calexico, California since Mar-15-2025 to present date. I kindly request for your assistance to be released me due to my prolonged stay in detention now for more than 12 months. I am not a flight risk and have ties to the United States including my sponsor, who is a United States citizen who is willing to sponsor me and house me for the duration of my removal proceedings. He will ensure that I will attend all scheduled hearings in Immigration Court and that I will report to ICE anytime an ICE officer demands my appearance at a field office. I am not also a danger to the community and not a threat to US National security. All these can be verified from my background checks. Thanks in advance for your prompt response to this matter.

Yours Sincerely,

KALAEAB SIUM ZEWELDI

03-25-2026 

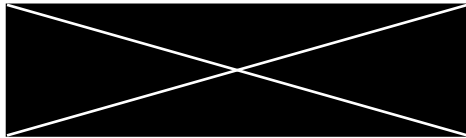
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Warden Jeremy Casey



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03-25-2026 *Kalaeab Sium Zeweldi*