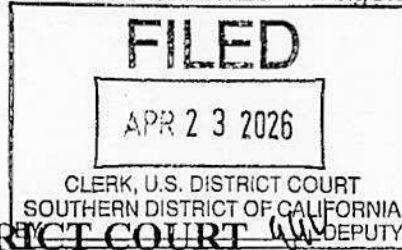


Otay Mesa Detention Center -- San Diego



April 15, 2026

**U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

RE: Habeas Corpus №: 26/cv/02301

My name is Silakov Sergei, I was born [REDACTED] in Lyudinovo, Kaluga Region, Russia, Russian nationality, my A# [REDACTED]. In 2015 I was divorced in Russia. With great respect, I am writing this letter to you in support of my Habeas Corpus petition, where I request my immediately release, as I was admitted as refugee Pursuant to Section 207 of Immigration and Nationality Act (INA) for Indefinite Period of time, on September 27, 1996. Passport USSR [REDACTED] Silakov Serguei A# [REDACTED] NYC Sept 27 1996
IMM. OFF NYC 2040

Backgrounds:

1. On February 18, 2026, I arrived at the San Ysidro port of entry, where. I was taken into custody and then, on February 21, 2026, I was transferred to the Otay Mesa Detention Center (Core Civic), where I'm currently detained.
2. Then, on February 19, 2026, I took the CAT interview and later received a positive result and On February 19, 2026 i was paroled, and my detention is Unconstitutional and ILLEGAL.
- 3.

I also had Master court hearings on March 10, 2026, and March 31, 2026. And my next Master hearing is on April 16, 2026 1:00 pm. I request Honorable Judge Mark Sameit :

Motion to terminate any immigration proceedings against me, as a defendant, on ground that I am a refugee.

Honorable Judge mark Sameit, on ground that my refugee status was officially granted to me by the Immigration and Naturalization Services (INS). And I was admitted as refugee Pursuant to Section 207 of Immigration and Nationality Act (INA) for Indefinite Period of time, on September 27, 1996. Passport USSR [REDACTED] Silakov Serguei [REDACTED] NYC Sept 27 1996
IMM. OFF NYC 2040

Honorable Judge mark Sameit request US DHS on Master court hearing for my documents with refugee status to send it to: **EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OTAY MESA IMMIGRATION COURT.**

Honorable Judge Mark Sameit told me to find a lawyer on my next Master court hearing April 16, 2026. I told Honorable Judge Mark Sameit that I don't have money for lawyer and can't find lawyer free of charge (as I was calling list of free lawyer , most of them don't answer the phone, only San Diego Public Defender answer , and they give me couple lawyers phone numbers, they was requesting to pay them even for consultation. As I don't have any passive income, I can't afforded.

4. Honorable Judge in Seattle Washington State conducted the same process to my brother Silakov Aleksei last month in March 2026. Judge In Seattle Washington State terminated any immigration proceedings against my brother Aleksei Silakov, close his political asylum case and transfer him from US DHS to USCIS, as he staying as a same refugee status, as I do. That we Admitted to United States of America as a Refugees Pursuant to Section 207 of Immigration and Nationality Act (INA) for INDEFINITE PERIOD OF TIME, that I was granted by the Immigration and Naturalization Services (INS).
5. Also my mother Nelia Silakova US Citizen has Ovarian cancer since 2023, she went through 18 chemotherapy and 2 heart strokes in Just 3 years. Also my mum she is Diabetic and need an open heart surgery with the bypass. While i was detained my mother was in coma for 2 days in Saint Joseph Hospital, Tacoma Washington State. I am the sole care taker of my mother US Citizen Nelia Silakova and i do know if i'll be able to see her again, if I still remained detained. In one of the chemotherapy my mum almost died, when i was with her in Washington State, Tacoma Saint Joseph Hospital.
6. My last entry in the United States was on May 2024 through the Pedestrian Crosswalk in Hidalgo, Texas. I was granted humanitarian parole and released in the United States. I have been living in the United States for 10 year as a Refugee Pursuant to Section 207 of INA for Indefinite period of time. I went to Mexico, Tijuana after request USCIS for advance parole document to Cancer Clinic Oasis of Hope for my US Citizen mother, Nelia Silakova. On February 19, 2026 i was paroled, and my detention is Unconstitutional and ILLEGAL.
7. My first passport has a stamp from INS (Immigration and Naturalization Services) confirming that I received refugee status as a child in 1996. First time Admitted to United States of America as a Refugee Pursuant to Section 207 of INA for INDEFINITE PERIOD OF TIME. Employment Authorized (NYC Sept 27, 1996  IMM. OFF NYC 2040) That's what the stamp says in my first passport, when i admitted as a refugee to the United States of America.

8. As i admitted to United States of America as a refugee Pursuant to Section 207 of INA for INDEFINITE Period of time, and before i went to Tijuana Cancer Clinic for my Mum US Citizen Nelia Silakova i filled I - 131 on my USCIS account, and i show at the San Ysidro border Confirmation from USCIS about that (they do not point that in there paperwork, and some of there first papers i newer saw and sign, form i-213 and i-831) ! It is Unconstitutional and illgal against my human rights. Hense, my removal from the United States of America is currently unforeseeable in the nearest future. My stay in detention is illgal as i was paroled at the port of entry.
9. My refugee status has been preserved to this day, since in 1998 I was a child and did not make a decision return to Russia. I never intended nor was there any procedure to abandon or renounce my refugee status.
10. On ground that my refugee status was officially granted to me by the Immigration and Naturalization Services (INS). And I was admitted as refugee Pursuant to Section 207 of Immigration and Nationality Act (INA) for Indefinite Period of time , on September 27, 1996. Passport USSR ~~XXXXXXXXXX~~ Silakov Serguei ~~XXXXXXXXXX~~ NYC Sept 27, 1996.
IMM. OFF NYC 2040
11. The fact, that I was officially admitted as a refugee Pursuant to Section 207 of Immigration and Nationality Act (INA) for an Indefinite Period of time, that I was granted by the Immigration and Naturalization Services (INS). And I was also in process of becoming a permanent resident of the United States of America. My parents actions should not be held responsible for actions of 13 – years – old minor, me in 1998.
12. According to the Treaty and refugee status Pursuant to Section 207 of Immigration Nationality Act (INA) for an Indefinite Period of time, granted to me by the Immigration and Naturalization Services (INS) and my refugee status has not been revoked.
13. Request for Relief: **I, Petitioner request that this Honorable Court;**
 - 1) Grant my Habeas Corpus Petition.
 - 2) Order Respondents to immediately release me from detention center Otay Mesa (Core Civic).
 - 3) Once I will get immediately release from detention, oblige the respondents to return my Washington State driver's license, my phone and all my belongings, and my first passport as i admitted to US as a refugee Pursuant to Section 207 of Immigration and Nationality Act (INA) for an Indefinite Period of time, that I was granted by the Immigration and Naturalization Services (INS).
 - 4) Grant any other relief it seems just or proper.

As result of my continued detention, I has suffered significant emotional, physical harm. Civil immigration detention is intended to ensure appearance at proceedings and protect the public, not for function as punishment. I have no criminal history in United States of America for 10 years in total I'm living here, newer had any DUI, poses no danger, and does not present a flight risk. I respectfully requests that this Court grant the petition for Writ of Habeas Corpus and order my immediately release

from ICE custody, as my continued detention is no longer justified under the circumstances of this case.

I declare under penalty or perjury that the foregoing is true and correct.

Sincerely

SILAKOV SERGEI



Otay Mesa Detention Center
P. O. BOX 439049
San Diego – CA – 92143-9049
Pod: H Rm: 112 L

**U.S DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OTAY MESA IMMIGRATION COURT**

Honorable Judge
Mark Sameit

My name is Silakov Sergei, nationality russian , adding Motion to Terminate, case A#



Motion to terminate any immigration proceedings against me, as a defendant, on ground that I am a refugee.

Honorable Judge mark Sameit, on ground that my refugee status was officially granted to me by the Immigration and Naturalization Services (INS). And I was admitted as refugee Pursuant to Section 207 of Immigration and Nationality Act (INA) for Indefinite Period of time , on September 27, 1996. Passport USSR  Silakov Serguei  NYC Sept 27 1996
IMM. OFF NYC 2040

My refugee status has been preserved to this day, since in 1998 I was a child and did not make a decision return to Russia. I never intended nor was there any procedure to abandon or renounce my refugee status.

The fact, that I was officially admitted as a refugee Pursuant to Section 207 of Immigration and Nationality Act (INA) for an Indefinite Period of time, that I was granted by the Immigration and Naturalization Services (INS). And I was also in process of becoming a permanent resident of United States of America. My parents actions should not be held responsible for actions of 13 – years – old minor, me in 1998.

According to the Treaty and refugee status Pursuant to Section 207 of Immigration Nationality Act (INA) for an Indefinite Period of time, granted to me by the Immigration and Naturalization Services (INS) and my refugee status has not been revoked.

Esteemed Judge Mark Sameit, in connection with the above, I request that any immigration proceedings for political asylum case be Terminated against me, as a defendant, on ground that I am staying in the same refugee status, that I was admitted as a refugee Pursuant to Section 207 of Immigration Nationality Act (INA) . That was granted to me by the Immigration and Naturalization Services (INS) for an Indefinite Period of time on September 27 1996, that's how exactly says in my first passport. That passport, You Honor, requested US DHS to send it here :

**U.S DEPARTMENT OF JUSTICE EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OTAY MESA IMMIGRATION COURT**

On my last Master Hearing March 31, 2026. Also US DHS has all my documents with my refugee status from September 27, 1996.

Honorable Judge in Seattle Washington State conducted the same process to my brother Silakov Aleksei last month in March 2026.

Sincerely, Silakov Sergei

