

UNITED STATES DISTRICT COURT
for the
Southern District of California

FILED
APR 08 2026
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY

Ali ABDALLA YAGOUR, TARIQ
Petitioner

v.


'26CV2233 DMS BJW

Case No. 3-26-CV-914-JS-JB
(Supplied by Clerk of Court)

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

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

Personal Information

1. (a) Your full name: Ali ABDALLA YAGOUR, TARIQ
- (b) Other names you have used: N/A
2. Place of confinement:
 - (a) Name of institution: OTAY MESA DETENTION CENTER (OMDC)
 - (b) Address: P.O. Box - 439048
SAN DIEGO, CA 92143-8048
 - (c) Your identification number: 
3. Are you currently being held on orders by:

Federal authorities State authorities Other - explain: _____
4. 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

5. 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)

Respondent

*Patrick Divver Regional, Director Enforcement, and
Removal Operations, San*

*diego, sield, office U.S. Immigration and Customs
Enforcement*

*Todd M .Lyons Acting Director of U.S. Immigration
, Customs Enforcement*

*Kristi Noen Secretary of the U.S. Department of
Homeland Security*

- 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): _____

6. Provide more information about the decision or action you are challenging:

- (a) Name and location of the agency or court: Otay Mesa Detention Center
7488 Calle Alta de La Frunta San Diego, CA 92154
- (b) Docket number, case number, or opinion number: ~~_____~~
- (c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed): _____

(d) Date of the decision or action: July 12, 2025

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: _____
- (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 appeal: _____

8. **Second appeal**

After the first appeal, did you file a second 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 second appeal: _____

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: _____

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

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: July 12, 2025
- (b) Date of the removal or reinstatement order: _____
- (c) Did you file an appeal with the Board of Immigration Appeals?

Yes No

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: I have been detained for 8 months and have

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 Do not cite cases or law.):

my Attorney no answer what happend after court I don now

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

Yes No

GROUND TWO: my bond hearing was rejected, I have sponsor also I am not flight risk. I want to apply for asylum also my credible fear positive -

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

I want complete my court outside - becos my family is still I dot now where my country war and against his family -

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

Yes No

GROUND THREE:

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

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

Yes No

GROUND FOUR:

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

(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:

Request for Relief

15. State exactly what you want the court to do:

my bail hearing was rejected and I am not a flight risk. I want to apply for asylum also my credible fear determination positive. I have little time my family I don't know where now because I don't have information and search for my family and also my mother where now because my contr war and violence against his family I want to be released from detention I can search for my family -

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: 04/03/2020



Signature of Petitioner

Signature of Attorney or other authorized person, if any



UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OTAY MESA IMMIGRATION COURT

Respondent Name:

ALIABDALLA YAGOUB, TARIG

To:

Hilts, Murray David
3020 Meade Avenue
San Diego, CA, CA 92116

A-Number:



Riders:

In Custody Redetermination Proceedings

Date:

03/17/2026

ORDER OF THE IMMIGRATION JUDGE

The respondent requested a custody redetermination pursuant to 8 C.F.R. § 1236. After full consideration of the evidence presented, the respondent's request for a change in custody status is hereby ordered:

- Denied, because
the Respondent is a flight risk.
- Granted. It is ordered that Respondent be:
- released from custody on his own recognizance.
 - released from custody under bond of \$
 - other:
- Other:

25 L

Immigration Judge: Simpson, Scott 03/17/2026

Appeal: Department of Homeland Security: waived reserved
Respondent: waived reserved

Appeal Due: 04/16/2026

Certificate of Service

This document was served:

Via: [M] Mail | [P] Personal Service | [E] Electronic Service | [U] Address Unavailable

To: [] Alien | [] Alien c/o custodial officer | [E] Alien atty/rep. | [E] DHS

Respondent Name : ALI ABDALLA YAGOUB, TARIG | A-Number 

Riders:

Date: 03/17/2026 By: GONZALEZ, EMELY, Court Staff

Global Immigrant Center
المركز العالمي للمهاجر - خدمات الترجمة والطباعة
Translation & Interpretation
Office Documentation Solutions
2026 Church Ave. Brooklyn, N.Y. 11226
Office: (646)491-5695 Phone No.: (646)973-9988

I, Sudanese national, my name is Tarig Ali Abdalla Yagoub, I was born in the district of Dongai Bowshim, borough of Kutim, North Darfur State. Born on [REDACTED] fifth of nine siblings.

Education levels, basic education in Tema Basic Education School, Myrtr Trayo High School in the city of Alfasher. I am from [REDACTED] tribe.

When I was six-year-old the war of genocide started in Darfur. With collaboration of Sudanese government and [REDACTED] (engaging war) that targeted only black skin people (the African tribes), including [REDACTED] tribe. When the [REDACTED] militias attacked the district of Dongyi Bowsheem, they murdered three of my older brothers, my father was kidnapped and later was also murdered by them. Tens of my community were killed, many women and young girls were raped, all my family's properties were looted, in brief the entire area was burned down.

March 2014, when I was 17-year-old, the Sudanese national government and Rapid Support Forces, once again to retaliate, in the area of Dangi Bowsheem, it was burned, the entire area was burned down, our entire properties, women and young girls were raped. Tens of my family were murdered. They beat me with stick, and beat many men with whip. Me, along with family displaced to Zamzam near Alfasher city.

On July 2019, I worked in cleaning and washing cars in Omdurman.

I was arrested by Rapid Support Forces (RSF) during war in Sudan in 2023 between the Sudanese (SN) government and RSF. Four men with vehicle stopped me while I am coming from work to my home. I was stayed in the unofficial jail, for three weeks, because of my affiliation with [REDACTED] tribe. I was kicked on my back by boot.

I was tortured to the extent that my nail from toes. All the detainees were from my tribe. Tens of them were murdered before my eyes. They killed them using hot water. Every day they bring one to kill (before us). They told me "You are [REDACTED] we will kill you". I was just waiting for my turn. I was taken along with three others from my tribe, by RSF, but (fortunately) I fled to the city of Kassala, so that the Sudanese government can protect us.

On June 2023, SN and National Intelligence and Security Service (NISS).

I was arrested by NISS, because I am from Darfur. And they asked me why you come from north, and you are from Darfur. I was jailed for a month. During which I was tortured and

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beaten by their boots on my back. They told me, you are from Darfur that means you belong to RSF, and why did you come, I was jailed for three days, and deprived of food during that period. One of the security officers inside the prison, put his gun in my head, and told me "You are Darfurian, you are [REDACTED]". They give me two choices, one is to agree to be recruited by the army, the second choice, killing you immediately. To save my life, I chose to be recruited by the army. Inside the jail, there is no food, every morning they came to me and say "you are Darfurian, you are [REDACTED]". We will kill (eventually). They tried to take me to recruitment camp near Kassala. When we arrived to the camp drones from RSF, targeted us, everyone disperses, I along with two detainees, saw as an opportunity to flee, and we fled to on July 2023 to Shallteen, on Egyptian - Sudanese border.

I departed Sudan to Egypt on July 14, 2023 going to Egypt. I arrived Egypt, but my friends in Egypt told me that [REDACTED] and [REDACTED] had my picture and they looking for me in the Northern Sudan states. They kept my picture in jail in their phone, when I was in jail. They can stop and ask any suspect in the street. They can ask for me. When I was in Egypt, the Egyptian government start to arrest and remove anyone with no proper residency. I don't have residency and I cannot go back to the Sudan. I lived in Egypt for a year and six months. I tried and succeeded with smuggler to Brazil. I left Egypt on Feb. 08, 2025 to Brazil.

I started the journey from Brazil to Bolivia, Buro- Ecuador- Colombia- Panama - Costa Rica- Nicaragua- Guatemala- Honduras - Mexico. When I arrived in Mexico I confronted with Mafia and gangs. I was threatened twice; they looted my money in Najrana. In Brief, they is not safety or protection in Mexico. I arrived in United States on July 12, 2025 at California.

County of Kings- State of New York
I, Salaheldin Idris, transact business at 2026 Church Ave. Brooklyn, N.Y. 11226, under Business name Global Immigrant Center.
The translation of this document is complete and accurate. I attest that I am competent translator and legal interpreter.

Signed before me

AM
Salaheldin Idris

[Signature] 12/10/2025

ANGELA MITCHELL
Notary Public - State of New York
NO. 01MI6170703
Qualified in Kings County
My Commission Expires Jul 16, 2027

DEPARTMENT OF HOMELAND SECURITY
NOTICE TO APPEAR

In removal proceedings under section 240 of the Immigration and Nationality Act:

File No: 

In the Matter of:

Respondent: TARIG ALI ABDALLA YAGOUB currently residing at:

OTAY MESA DETENTION CENTER, 7488 CALZADA DE LA FUENTE, SAN DIEGO CA, 92154

619-661-4071

(Number, street, city, state and ZIP code)

(Area code and phone number)

- You are an arriving alien.
- You are an alien present in the United States who has not been admitted or paroled.
- You have been admitted to the United States, but are removable for the reasons stated below.

The Department of Homeland Security alleges that you:

1. You are not a citizen or national of the United States;
2. You are a native of Sudan and a citizen of SUDAN;
3. You entered the United States at an unknown location on or about 2025-07-13;
4. You did not then possess or present a valid immigrant visa, reentry permit, border crossing identification card, or other valid entry document;
5. You were not then admitted or paroled after inspection by an Immigration Officer.

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law

Section 212(a)(7)(A)(i)(I) of the Immigration and Nationality Act (Act), as amended, as an immigrant who, at the time of application for admission, is not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Act, and a valid unexpired passport, or other suitable travel document, or document of identity and nationality as required under the regulations issued by the Attorney General under section 211(a) of the Act.

Section 212(a)(6)(A)(i) of the Act, as amended, as an alien present in the United States without being admitted or paroled, or who has arrived in the United States at any time or place other than as designated by the Attorney General.

- This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture
- Section 235(b)(1) order was vacated pursuant to: 8CFR 208.30 8CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:

7488 CALZADA DE LA FUENTE, SAN DIEGO CA, 92154

(Complete Address of Immigration Court, including Room Number, if any)

on 09/25/2025 at 8:00 AM to show why you should not be removed from the United States based on the

(Date)

(Time)

charge(s) set forth above.



Supervisory Asylum Officer

(Signature and Title of Issuing Officer)

Date: 09/13/2025

San Diego, CA
(City and State)