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APR 23 2026	
CLERK, U.S. DISTRICT COURT	
DISTRICT OF ARIZONA	
BY	DEPUTY

1 Name: Jose Luis ESCOBAR-GALDAMEZ

2 A Number: [REDACTED]

3 Address: P.O. Box #6300
4 FLOR ENCE, AZ. 85132
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9 UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

10 Name: Jose Luis Escobar-GALDAMEZ

Case No.

CV-26-02760-PHX-DWL (MTM)

11 Petitioner,

12 v.

13 LUIS ROSA Jr.
14 ICE Officer in Charge (if FDC) / Warden (if EDC,
15 LPCC, or other Core Civic Detention Center)

16 JONAS CANTU
17 United States Immigration and Customs
Enforcement Field Office Director

18
19 Director, United States Immigration and Customs
Enforcement;

20 WAYNE
~~Mark Wayne Mullins~~
21 Secretary, United States Department of
22 Homeland Security;

23 ~~Pamela Bondi~~
24 United States Attorney General

25 Respondents.
26
27
28

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the district of Arizona

Jose Luis Escobar-GALDAMEZ
 Petitioner

v.

Case No. _____
 (Supplied by Clerk of Court)

LUIS ROSA Jr. ET. AL.,
 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: Jose Luis Escobar-GALDAMEZ
 (b) Other names you have used: _____
2. Place of confinement:
 (a) Name of institution: C.A.F. CC. FLORENCE, AZ.
 (b) Address: P.O. BOX #6300 FLORENCE, AZ. 85132
3. (c) Your identification number: 
 Are you currently being held on orders of:
☒ 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): N/A

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)

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- ☐ 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): N/A

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

(a) Name and location of the agency or court: N/A

(b) Docket number, case number, or opinion number: _____

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
N/A

(d) Date of the decision or action: N/A

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: N/A

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: N/A

(b) If you answered "No," explain why you did not appeal: N/A

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: N/A

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: N/A

(b) If you answered "No," explain why you did not file a second appeal: N/A

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: N/A

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: N/A

(b) If you answered "No," explain why you did not file a third appeal: N/A

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

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If "Yes," provide:

(1) Name of court: _____

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: N/A

- (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: N/A

(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: N/A

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

☐ Yes☒ No

If "Yes," provide:

(a) Date you were taken into immigration custody: N/A

(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: N/A
(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: N/A
(2) Date of filing: _____
(3) Case number: _____
(4) Result: _____
(5) Date of result: _____
(6) Issues raised: N/A

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: N/A
(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: N/A

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: Violation of Fifth Amendment Due Process Clause. Petitioner was detained, released on O.S.U.P/O.R. release and re-detained without a pre-deprivation hearing before a neutral arbiter. **Petitioner seeks immediate release from custody**

(a) *Supporting facts (Be brief. Do not cite case law.):*

Petitioner was previously detained by Immigration and Customs Enforcement (ICE) and he was released on or about April , 22nd 2006 on O.R/O.S.U.P. Petitioner was re-detained on or about February 15th, 2024 without a hearing, notice or explanation.

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

Yes

No (X)

GROUND TWO: Violation of Administrative Procedure Act (APA) & Fifth Amendment Due Process Clause. ICE violated it's own rules and procedures in the revocation of O.R/O.S.U.P without Due Process or authorization of appropriate supervisor according to 8 C.F.R. § 241.4 & 241.13. **Petitioner seeks immediate release.**

(a) *Supporting facts (Be brief. Do not cite case law.):*

Petitioner followed all conditions of O.R/O.S.U.P, scheduled check-in's and attended all immigration court proceedings without missing an appointment faithfully. When he was re-detained, he was not served with revocation, notice or any type of document signed by appropriate supervisor or a warrant. He was not informed of changes in circumstances and he was not given an "INFORMAL INTERVIEW" per 8 C.F.R. § 241.4 & § 241.13

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

Yes

No (X)

GROUND THREE: Punitive and unconstitutional conditions of detention for a civil detainee. Petitioner is held, in conditions similar or more restrictive as convicted criminals and pre-trial detainees in violation of the Eight and Fourteenth Amendments. Petitioner request immediate release.

(a) *Supporting facts (Be brief. Do not cite case law.):*

Petitioner is held by ICE at the CoreCivic Central Arizona Florence Correctional Complex (CAFCC) in Florence, AZ, a private facility sub-contracted for county jail, federal prison, state prison and immigration. Petitioner is subject to 23 hour pod lock downs with 1 hour of yard in 2 man cells, locked down several times during the day and subpar medical and mental health providers and supplies.

GROUND FOUR: _____

(a) *Supporting facts (Be brief. Do not cite case law.):*

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

Yes

No (X)

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: Petitioner requests this court to do;*

(1) assume jurisdiction;

(2) consider preliminary injunction;

(3) grant petition for Habeas Corpus

(4) order his immediate release to same terms of previous release

(5) Enjoin all respondents, their agents, officers, lawyers and restrict them from;

a. Re-detaining Petitioner without "Notice", and a Pre-deprivation hearing before a neutral arbiter.

b. Relocating or transferring Petitioner from this district before this court decides this case.

(6) Any other relief the court feels is appropriate and just

Declaration Under Penalty Of Perjury

If you are incarcerated, on what date did you place this petition in the prison mail system:

04/13/2026

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: 04/13/2026

JOSE LEG

Signature of Petitioner

Signature of Attorney or other authorized person, if any