

Abdikadir Mohamed Hamood

NAME

~~A# 221-398-151~~

PRISON NUMBER

Imperial Regional Detention Facility

PLACE OF CONFINEMENT

1572 Gateway Road Calexico, California

ADDRESS

FILED  
APR 24 2026  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY: *WJW* DEPUTY

United States District Court  
Southern District Of California

Abdikadir Mohamed Hamood

(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. '26CV2612 JLS B JW

(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:

~~IMM~~ IMMIGRATION Detention

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: Imperial Immigration Court 2409 La Brucheria 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: 01/25/2025 (day I was arrested and detained)

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 was no response 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 have sent letter to the warden and my ICE officer and there was no response to my letter. Any other appeal 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: \_\_\_\_\_

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(b) If your answer to 7 was "No," explain why you did not appeal: I have sent a letter to the warden and my ICE officer but there was no response to my letter, any further appeal 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 been detained for over 6-months and my detention upto date is 15-months

(a) Supporting FACTS (state *briefly* without citing cases or law) \_\_\_\_\_  
The approach adopted by the United States Court of Appeals for the 9th Circuit is to apply a bright-line rule to cases of mandatory detention authority is limited to a 6-months period, subject to a finding of flight risk or dangerousness.

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

Yes  No

I presented Ground one in my request for release to the warden and ICE officer. Given

GROUND TWO: I did not file an appeal, I did not present Ground one

I am not a flight risk or danger to the Society.

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

I have a sponsor who will ensure that I will attend all my Immigration Court hearings and is lawfully abiding citizen who has been here for a lot of time and is willing to accommodate me throughout my Immigration Court hearings.

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

Yes  No ✓

**GROUND THREE:** I am entitled to due process under the fifth amendment of the United States 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 persons within the United States, including aliens, whether their presence here is lawful, unlawful, temporary or permanent. More than a decade ago, in the Zadvydas decision, the United States Supreme Court signed its 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.A.S.C. 1226(c) in the Demore decision, it emphasized that, for detention under 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 unreasonable delay by the Immigration and Naturalization 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 removal in the near future

(a) Supporting FACTS (state briefly without citing cases or law): The duration of my current detention has been unreasonably prolonged and there is a reason to anticipate significant future detention during my immigration proceedings.

On March 13<sup>th</sup>, 2026, the Immigration judge ordered my removal on my case, I filed an appeal on April 8<sup>th</sup>, 2026, which will take 6-months to 1 year for the B.I.A (Board of Immigration) to make decision even if the B.I.A denies my appeal, I have the right to appeal to the 9<sup>th</sup> circuit, which can typically take 1 or 2 years

Conditions of My Confinements - The conditions of confinements have been affecting me physically and psychologically, we have been restricted from outdoor space, forbidden access to the internet and therefore are unable to connect with loved ones and restricted on visitations.

(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:

The ~~petitioner~~ petitioner have ~~no~~ no pending appeal to any court, the petitioner is presenting this 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 \_\_\_\_\_

(b) On appeal from any adverse ruling in a post-conviction proceeding \_\_\_\_\_

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

*Specifically petitioner seeks release from this Court or alternatively a bond hearing in front of the Immigration Judge*

SIGNATURE OF ATTORNEY (IF ANY)

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

04/21/2026  
(DATE)

CABDI KHAADIR  
SIGNATURE OF PETITIONER