

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

UNITED STATES DISTRICT COURT

for the
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

PEDRO BORRERO PINO

Petitioner

v.

WARDEN, SOUTH FLORIDA DETENTION
CENTER; U.S. ATTORNEY GENERAL

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

Case No. 2:26-cv-1236-SAC-NPM
(Supplied by Clerk of Court)

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

Personal Information

1. (a) Your full name: PEDRO BORRERO PINO
- (b) Other names you have used: N/A
2. Place of confinement:
 - (a) Name of institution: SOUTH FLORIDA DETENTION CENTER
 - (b) Address: 54575 TAMiami TRAIL E.
OCHOPEE, FL 34141
 - (c) Your identification number: A 
3. Are you currently being held on orders by:

☒ Federal authorities
 ☐ State authorities
 ☐ Other - explain:

immigration and customs enforcement
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: N/A
 - (b) Docket number of criminal case: N/A
 - (c) Date of sentencing: N/A

☒ Being held on an immigration charge
 ☐ Other (explain): Detained by Immigration and Customs Enforcement

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)

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- ☐ 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: N/A

(b) Docket number, case number, or opinion number: N/A

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

(d) Date of the decision or action: _____

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: _____

(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

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(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: _____

(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: _____

(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: N/A

(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: 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: 07-08-2025

(b) Date of the removal or reinstatement order: _____

(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes

☒ No

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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: _____

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: _____

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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: Whether petitioner Pedro Barrego Pino is unlawfully detained under Beltray v. Ripa No 2:25-cv-01174 - SPC-NPM 2025 at 2 (CA11 FLA. Jan 5, 2026) where the Court appeared to have determined that the presumptively reasonable 6 months period includes the 90 days removal period. And the 90 days immediately thereafter and expires once that time has run. In Edvydas the Supreme Court held that if removal is not practically attainable, detention no longer serves it.

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

☐ Yes

☒ No

GROUND TWO: Whether Petitioner Pedro Barrego Pino is entitled to release under Ernest Joseph v. Scotty Rhoder, United States District Court, Middle District of Florida, Jacksonville Division 3:25-cv-1579-MMH-PDB.

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

Petitioner Pedro Barrego Pino does not challenge the commencement of a proceeding, the adjudication of a case or the execution of his removal, nor does he as in the Court, to review the removal order. Rather Pedro Barrego Pino challenges the legality of his detention under a time-work devised by the Supreme Court.

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

☐ Yes

☒ No

GROUND THREE: Whether Petitioner Pedro Barrego Pino is unlawfully detained under 8 U.S.C. § 1225 (a) after the United States District Court for the Central District of California in Lazaro Matudondo Bautista et.al. v. Ernesto Santa-Cruz JR. No. 5:25-cv-018-73-SSS-BFM (C.D. Cal. 2025) December 18, 2025.

(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

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GROUND FOUR:

7-8-25, Petitioner Pedro Borrego Pina states that in [REDACTED] he got out of Prison and ICE had hold on him. [REDACTED]

(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: Petitioner wishes the Court will grant him to be released under Immigration Supervision. Petitioner is also requesting the Court not to direct Petitioner to serve any order on Respondents due to the Facility where he is being detained has no available resources.

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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.

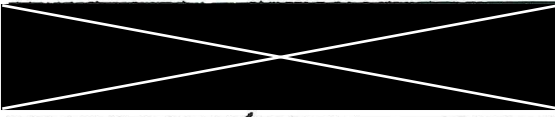
Date: 4-29-2026

BORREGO PEDRO PINO
Signature of Petitioner

Signature of Attorney or other authorized person, if any

ICF
SSN

A-024453158
595-01-8882



VS

Immigration ICE

Petition for writ of Habeas Corpus

Pursuant to Rule 9.100 BORREGO, pedro pino. petitions the court for a writ of habeas corpus directed to the respondent-miami-dade-immigration-sheriff of miami-dade county Florida, AND shows the court as follows:

As is for invoking jurisdiction, this court has jurisdiction to issue writ of habeas corpus under Article-V-section-1-b-3-of the Florida constitution AND Rule 9.103(b)(3) of the FL. Rules App. p Habeas corpus IS the proper remedy to vacate conviction

please I I-statement of fact the petition was to take into custody to Freedom Appeal.

by in date I am was out the Cuban to for claim civil right jurisdiction. was on 5-10-1980

America U.S. power needed remember the compromises in Cuban people in 1980 mariel open door

on 1-17-01 Cuban people have deportation for those reasons was understanding. signaker president. Jimmy Carter.

submitted Appeal immigration status on 1980/release out

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I had 7 kid to in the

S. Force in support by
w/ up into U.S.

BORREGO
7-8-25