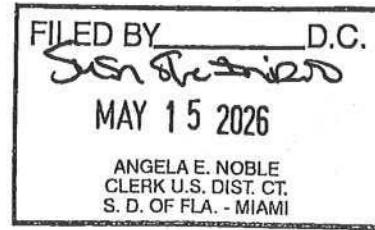


**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

YULIESKY COLINA MENA

A# 



Petitioner,

v.

CASE NO.: _____

WARDEN, FLORIDA SOFT SIDE SOUTH,

et al.,

Respondents.

_____ /

**EMERGENCY PETITION FOR INDIVIDUALIZED BOND HEARING AND FOR
DECLARATORY AND INJUNCTIVE RELIEF**

**EMERGENCY PETITION FOR INDIVIDUALIZED BOND HEARING AND FOR
DECLARATORY AND INJUNCTIVE RELIEF**

Petitioner, Yuliesky Colina Mena, proceeding pro se, respectfully petitions this Honorable Court pursuant to 28 U.S.C. § 2241 and the Due Process Clause of the Fifth Amendment, and states as follows:

I. INTRODUCTION

Petitioner is currently detained by U.S. Immigration and Customs Enforcement ("ICE") at Florida Soft Side South in Ochopee, Florida.

Petitioner seeks an individualized bond hearing because he has been subjected to prolonged immigration detention without receiving a meaningful custody determination consistent with due process.

Although a bond hearing had previously been scheduled while Petitioner was detained in El Paso, Texas, Petitioner was transferred before receiving a meaningful hearing, effectively depriving him of access to custody review.

Petitioner remains detained months later without any individualized determination regarding danger, flight risk, or alternatives to detention.

II. JURISDICTION AND VENUE

This Court has jurisdiction pursuant to 28 U.S.C. § 2241 because Petitioner is in federal immigration custody within the Southern District of Florida.

Venue is proper because Petitioner is presently confined within this District.

III. FACTUAL BACKGROUND

1. Petitioner is a native and citizen of Cuba.
2. Petitioner has remained in ICE custody since approximately December 1, 2025.
3. While detained in El Paso, Texas, Petitioner was scheduled for a bond hearing on or about February 6, 2026, associated with the El Paso Immigration Court located at 8915 Montana Avenue, El Paso, Texas.

4. Before receiving a meaningful custody determination, Petitioner was transferred by ICE.

5. As a result of the transfer, Petitioner effectively lost access to the scheduled bond proceedings.

6. Petitioner is now detained at Florida Soft Side South in Ochopee, Florida.

7. Petitioner remains detained without any meaningful individualized custody determination.

IV. LEGAL STANDARD

The Fifth Amendment prohibits arbitrary civil detention without adequate procedural safeguards.

Federal courts within the Eleventh Circuit have repeatedly recognized that prolonged immigration detention may require an individualized bond hearing consistent with due process principles.

See, e.g., *Sopo v. U.S. Attorney General*, 825 F.3d 1199 (11th Cir. 2016); *Singh v. Holder*, 638 F.3d 1196 (9th Cir. 2011).

Due process requires a meaningful opportunity to contest continued detention before a neutral decisionmaker.

V. ARGUMENT

A. Petitioner Has Been Subjected to Prolonged Detention

Petitioner has remained detained for several months while immigration proceedings remain unresolved.

Continued detention without meaningful custody review raises serious constitutional concerns.

B. Petitioner Never Received a Meaningful Bond Hearing

Although a hearing had been scheduled in Texas, Petitioner was transferred before receiving meaningful review.

Accordingly, Petitioner has effectively been denied any genuine opportunity to obtain individualized custody review.

C. Due Process Requires an Individualized Custody Determination

Petitioner respectfully submits that due process requires a hearing addressing:

- danger to the community;
- flight risk;
- alternatives to detention;
- family and community ties;
- and whether continued detention remains justified.

VI. REQUEST FOR RELIEF

WHEREFORE, Petitioner respectfully requests that this Honorable Court:

1. Order Respondents to provide Petitioner with an individualized bond hearing before an Immigration Judge within fourteen (14) days;
2. Require the Government to bear the burden of justifying continued detention;
3. Grant such other and further relief as this Court deems just and proper.

Respectfully submitted,



YULIESKY COLINA MENA
A# 
Pro Se Petitioner

Florida Soft Side South
54575 Tamiami Trail E
Ochopee, FL 34141

Date: May 13, 2026

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Emergency Petition for Individualized Bond Hearing was served by U.S. Mail on this 13 day of MAY, 2026, upon:

Office of the United States Attorney

Southern District of Florida

99 N.E. 4th Street

Miami, FL 33132

Office of the Principal Legal Advisor (ICE)

333 South Miami Avenue, Suite 200

Miami, FL 33130

Warden

Florida Soft Side South

54575 Tamiami Trail E

Ochopee, FL 34141

A handwritten signature in black ink, appearing to be 'J. Smith', is written above a horizontal line.

Signature