FILED

JUL 13 2026

CLERK U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY CLERK

UNITED STATES DISTRICT COURT

for the

CARLOS ALBERTO DELGADO CARRANZA
Petitioner

v.

U.S. DEPARTMENT OF HOMELAND SECURITY
U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT
WARDEN OF THE CALIFORNIA CITY DETENTION FACILITY
Respondent
(name of warden or authorized person having custody of petitioner)

Case No. 1:26-CV-5390-KES-EGC
(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: CARLOS ALBERTO DELGADO CARRANZA
   (b) Other names you have used: _____
2. Place of confinement:
   (a) Name of institution: CALIFORNIA CITY IMMIGRATION PROCESSING CENTER
   (b) Address: P.O. BOX 2513 22844 VIRGINIA BLVD
   CALIFORNIA CITY, CA. 93505
   (c) Your identification number: [redacted]
3. Are you currently being held on orders by:
   ☒ Federal authorities ☐ State authorities ☐ Other - explain:
   ICE DETENTION
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)

☐ 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: U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

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

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

PETITIONER IS CHALLENGING THAT HIS CURRENT DETENTION FROM 11/30/2025 VIOLATES THE DUE PROCESS CLAUSE OF THE FIFTH AMENDMENT. THERE WAS NO WARRANT FOR ARREST FROM ICE, NO NOTICE TO APPEAR, AND NO PRE-DEPRIVATION HEARING.

(d) Date of the decision or action: 11/30/2025

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: 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:

(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:

(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

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: 11/30/2025

(b) Date of the removal or reinstatement order: DATE OF REMOVAL 4/14/2026

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

☒ Yes ☐ No

If "Yes," provide:

(1) Date of filing: 5/1/2026

(2) Case number: —

(3) Result: PENDING

(4) Date of result: N/A

(5) Issues raised: N/A

(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.

GROUND ONE: UNLAWFUL REDETENTION WITHOUT DUE PROCESS

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 Do not cite cases or law.)*:

PETITIONER ARRIVED TO THE U.S. FROM ECUADOR ON 2001. PETITIONER APPLIED FOR AN I-30 ON 2/2018 AND WAS APPROVED ON 10/2018. PETITIONER WAS DETAINED BY ICE ON 12/12/2019 AND WAS RELEASED BY ICE ON 12/20/2019 ON BOND. PETITIONER WAS APPROVED FOR WORK PERMIT IN 2020. PETITIONER HAS ACTIVE WORK PERMIT LAST APPROVED ON 7/22/24 FOR 5 years. PETITIONER WAS RE-DETAINED BY ICE AFTER A TRAFFIC STOP. THERE WAS NO ARREST WARRANT, NO MEANINGFUL DEPRIVATION HEARING. RE-DETAINMENT OCURRED ON 11/30/25.

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

☐ Yes ☒ No

GROUND TWO: RE-DETENTION WITHOUT NOTICE OR PRE-DEPRIVATION PROCESS VIOLATES THE FIFTH AMENDMENT.

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

PETITIONER WAS RELEASED FROM ICE CUSTODY ON 12/20/2019, AND LIVED IN THE COMMUNITY FOR MORE THAN SIX YEARS WHILE MAINTAINING AN ACTIVE WORK PERMIT APPROVED BY DHS. ON 11/30/2025 ICE RE-DETAINED PETITIONER FOLLOWING A TRAFFIC STOP ON 11/23/2025. ICE PROVIDED NO NOTICE, NO PRE-DEPRIVATION HEARING AND NO MEANINGFUL OPPORTUNITY TO CHALLENGE THE LOSS OF HIS LIBERTIES BEFORE TAKING HIM INTO CUSTODY.

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

☐ Yes ☒ No

GROUND THREE: CONTINUED DETENTION WHILE BIA. APPEAL REMAINS PENDING.

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

THE PETITIONER HAS REMAINED DETAINED SINCE 11/30/2025. ON 4/14/26 AN IMMIGRATION JUDGE ISSUED AN ORDER OF REMOVAL TO ECUADOR. PETITIONER TIMELY APPEALED TO THE BIA, WHERE THE CASE REMAINS PENDING. RESPONDENTS HAVE NOT SHOWN THAT REMOVAL IS IMMINENT OR THAT TRAVEL DOCUMENTS HAVE BEEN SECURED. CONTINUED DETENTION UNDER THE CIRCUMSTANCES VIOLATES DUE PROCESS. PETITIONER IS THE FATHER OF A U.S. CITIZEN DAUGHTER AND HAS STRONG COMMUNITY TIES.

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

☐ Yes ☒ No

GROUND FOUR: WARRANT - LESS ARREST AND DETENTION IN VIOLATION OF DUE PROCESS.

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

ON 11/30/2025 ICE ARRESTED PETITIONER WITHOUT PRESENTING A JUDICIAL WARRANT, ADMINISTRATIVE WARRANT, OR WRITTEN NOTICE. EXPLAINING THE BASIS FOR HIS ARREST. THE ARREST AND DETENTION OCCURRED WITHOUT ADEQUATE PROCEDURAL SAFEGUARDS.

(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

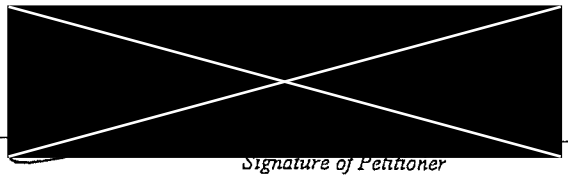
15. State exactly what you want the court to do: PETITIONER. RESPECTFULLY REQUEST THAT THIS COURT GRANT THIS WRIT OF HABEAS CORPUS AND ORDER PETITIONER'S IMMEDIATE RELEASE, FROM ICE CUSTODY. PETITIONER FURTHUR REQUEST ANY OTHER RELIEF THE COURT DEEMS JUST AND PROPER.

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: 07/06/2026



Signature of Petitioner

Signature of Attorney or other authorized person, if any