

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

UNITED STATES DISTRICT COURT
for the

Pedro Borrego
Petitioner

v.
• TODD BLANCHET US Attorney General
• MARK MULLER DHS Secretary
• HOMER BYRON ATL. FIELD OFFICE DIRECTOR
• Warden Jason Streetman - Stewart Detention Ctr.
(name of warden or authorized person having custody of petitioner)
• D.O. Almodovar @ Stewart Detention Ctr.

Case No. _____
(Supplied by Clerk of Court)

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

Personal Information

(5 in total)

1. (a) Your full name: Pedro Borrego
(b) Other names you have used: N/A
2. Place of confinement:
(a) Name of institution: Stewart Detention Center
(b) Address: 146 CCA Road
Lumpkin GA 31815
(c) Your identification number: [REDACTED]
3. Are you currently being held on orders by:
☒ Federal authorities ☐ State authorities ☐ Other - explain:
ICE/DHS
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: _____
(c) Date of sentencing: N/A
☒ 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)

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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: DHS/ICE
(b) Docket number, case number, or opinion number: [REDACTED]
(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
Detention w/o merit. violation of 5th Amendments
(d) Date of the decision or action: May 29, 2026

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: N/A
(3) Docket number, case number, or opinion number: N/A
(4) Result: N/A
(5) Date of result: N/A
(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

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(a) If "Yes," provide:

(1) Name of the authority, agency, or court: N/A

(2) Date of filing: N/A

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

(4) Result: N/A

(5) Date of result: N/A

(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: N/A

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

(4) Result: N/A

(5) Date of result: N/A

(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: N/A

(1) Name of court: N/A

(2) Case number: N/A

(3) Date of filing: N/A

(4) Result: N/A

(5) Date of result: N/A

(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: N/A

(3) Date of filing: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

- (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: May 29, 2026

(b) Date of the removal or reinstatement order: "9000"

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

☒ Yes

☐ No

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If "Yes," provide: **N/A**

(1) Date of filing: **N/A**

(2) Case number: **N/A**

(3) Result: **N/A**

(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: **N/A**

(2) Date of filing: **N/A**

(3) Case number: **N/A**

(4) Result: **N/A**

(5) Date of result: **N/A**

(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: **N/A**

(c) Date of filing: **N/A**

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

(e) Result: **N/A**

(f) Date of result: **N/A**

(g) Issues raised: **N/A**

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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: Petitioner will never Be Repatriated to Cuba

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

Previously, while in Removal Proceedings for F.C.C., Petitioner's assigned "D.O." had mentioned that Cuba will never except Petitioner.

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

☐ Yes

☐ No

GROUND TWO: Cuba will not repatriate any Cuban that fled via Mariel boat lift (1980)

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

Cuba has made a constitution that upholds Fidel's Castro's presidency as honorable. As A result, no one that fled from Cuba under political asylum during 1980 (during Fidel's reign) will never be repatriated.

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

☐ Yes

☐ No

GROUND THREE: Petitioner will not consent to three country options.

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

Petitioner is fearful for his life in the countries available for his removal, with out a travel document (IE: Mexico)

No Family, high violence, & poverty

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

☐ Yes

☐ No

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GROUND FOUR: N/A

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

N/A

(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:

Petitioner will not depart voluntarily to countries available due to dangers. Petitioner will never be returned to Cuba. Ergo there is no removable availability in the near or distant future

Request for Relief

15. State exactly what you want the court to do:

(I-220B) Re-issue The Order of Supervision so Petitioner can re-enter the community this is violating Petitioner's 5th Amendment rights. ICE can release petitioner from this wrongful Detention & continue to attempt removal of Petitioner while Petitioner is re-joined with his family

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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

July 30 2026

X



Signature of Petitioner

N/A

Signature of Attorney or other authorized person, if any