

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

Mario ALMONTE HERNANDEZ,
Armando ARAUJO LINO, Javier
ARZOLA RAMIREZ, Galdino LUNA
CORTES, Javier RAMOS FROYLAN,
and Moises PALACIOS-CARREON,

Petitioners,

v.

Laura HERMOSILLO, Seattle Acting
Field Office Director, Enforcement and
Removal Operations, U.S. Immigration
and Customs Enforcement (ICE); U.S.
DEPARTMENT OF HOMELAND
SECURITY; EXECUTIVE OFFICE FOR
IMMIGRATION REVIEW; Bruce
SCOTT, Warden, Northwest ICE
Processing Center,

Respondents.

Case No. 2:25-cv-2464

**PETITION FOR WRIT OF
HABEAS CORPUS**

**INDIVIDUAL
ENFORCEMENT OF
RODRIGUEZ VAZQUEZ BOND
DENIAL CLASS JUDGMENT**

FACTS

1. Petitioners Mario Almonte Hernandez, Armando Araujo Lino, Javier Arzola Ramirez, Galdino Luna Cortes, Javier Ramos Froylan, and Moises Palacios-Carroen bring this petition for a writ of habeas corpus to seek enforcement of their rights as members of the Bond Denial Class certified in *Rodriguez Vazquez v. Bostock*, No. 3:25-CV-05240-TMC (W.D. Wash. filed Mar. 20, 2025).¹

2. On September 30, 2025, this Court issued a final judgment “declar[ing] that Bond Denial Class members are detained under 8 U.S.C. § 1226(a) and are not subject to mandatory detention under 8 U.S.C. § 1225(b)(2).” *Rodriguez Vazquez v. Bostock*, No. 3:25-CV-05240-TMC, --- F. Supp. 3d ----, 2025 WL 2782499, at *27 (W.D. Wash. Sept. 30, 2025).

3. The Court further declared “that the Tacoma Immigration Court’s practice of denying bond to Bond Denial Class members on the basis of § 1225(b)(2) violates the Immigration and Nationality Act.” *Id.*

Petitioner Mario Almonte Hernandez

1. Petitioner Mario Almonte Hernandez is a member of the Bond Denial Class, as he:

- (a) does not have lawful status in the United States and is currently detained at Northwest ICE Processing Center (NWIPC) after being apprehended by U.S. Immigration and Customs Enforcement (ICE) on November 6, 2025, *see* Ex. A;²
- (b) entered the United States without inspection over a decade ago and was not apprehended upon arrival, *see id.*; and
- (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

¹ The Bond Denial Class is comprised of “[a]ll noncitizens without lawful status detained at the Northwest ICE Processing Center [NWIPC] who (1) have entered or will enter the United States without inspection, (2) are not apprehended upon arrival, (3) are not or will not be subject to detention under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231 at the time the noncitizen is scheduled for or requests a bond hearing.” *Rodriguez Vazquez v. Bostock*, No. 3:25-CV-05240-TMC, --- F. Supp. 3d ----, 2025 WL 2782499, at *6 (W.D. Wash. Sept. 30, 2025).

² All exhibit citations are to the authenticating declaration of Sydney Maltese filed contemporaneously with this petition.

2. After apprehending Mr. Almonte on November 6, the Department of Homeland Security (DHS) placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Petitioner as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. *See* Ex. B.

3. On December 1, an Immigration Judge (IJ) denied Mr. Almonte's bond request based on lack of jurisdiction, finding that he is subject to mandatory detention under 8 U.S.C. § 1225(b)(2)(A). The IJ ruled that, in the alternative, if mandatory detention did not apply, the IJ would have set bond at \$15,000. Ex. C.

Petitioner Armando Araujo Lino

4. Petitioner Armando Araujo Lino is a member of the Bond Denial Class, as he:

- (a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on or around November 14, 2025, Ex. D;
- (b) last entered the United States without inspection more than twenty years ago and was not apprehended upon arrival, *see id.*; and
- (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

5. After apprehending Mr. Araujo on November 14, DHS placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. Araujo as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. *See* Ex. E.

6. Mr. Araujo is scheduled for a bond hearing on December 8, 2025. *See* Ex. F.

Petitioner Javier Arzola Ramirez

7. Petitioner Javier Arzola Ramirez is a member of the Bond Denial Class, as he:

- (a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on or around November 16, 2025, Ex. G;
- (b) entered the United States without inspection more than twenty years ago and was not apprehended upon arrival, *see id.*; and
- (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

1 8. After apprehending Mr. Arzola on November 16, DHS placed him in removal
2 proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. Arzola as being inadmissible
3 under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection.
4 *See* Ex. H.

5 9. On December 3, an IJ denied Mr. Arzola's bond request based on lack of
6 jurisdiction, finding that he is subject to mandatory detention under 8 U.S.C. § 1225(b)(2)(A).
7 The IJ ruled that, in the alternative, if mandatory detention did not apply, the IJ would have set
8 bond at \$10,000. Ex. I.

9 **Petitioner Galdino Luna Cortes**

10 10. Petitioner Galdino Luna Cortes is a member of the Bond Denial Class, as he:

- 11 (a) does not have lawful status in the United States and is currently detained
12 at NWIPC after being apprehended by ICE on November 29, 2025, *see*
13 Luna Decl. ¶ 4;
14 (b) entered the United States without inspection over twenty ago and was not
15 apprehended upon arrival, *id.* ¶¶ 2–3;
16 (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

17 11. After apprehending Mr. Luna on November 29, DHS placed him in removal
18 proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. Martinez as being inadmissible
19 under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection.
20 *See* Ex. J.

21 **Javier Ramos Froylan**

22 12. Petitioner Javier Ramos Froylan is a member of the Bond Denial Class, as he:

- 23 (a) does not have lawful status in the United States and is currently detained
24 at NWIPC after being apprehended by DHS on or around November 28,
25 2025, Ramos Decl. ¶ 3;
26 (b) entered the United States without inspection over thirty years ago and was
27 not apprehended upon arrival, *id.* ¶ 2; and
 (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

13. After apprehending Mr. Ramos on or around November 28, DHS placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. Ramos as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. *See* Ex. K.

Petitioner Moises Palacios-Carreon

14. Petitioner Moises Palacios-Carreon is a member of the Bond Denial Class, as he

- (a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on or around November 25, 2025, Palacios-Carreon Decl. ¶ 3;
- (b) entered the United States without inspection over twenty-five years ago and was not apprehended upon arrival, *id.* ¶ 2; and
- (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

15. After apprehending Mr. Palacios-Carreon on or around November 25, DHS placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. Palacios-Carreon as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. *See* Ex. L.

16. The Court should expeditiously grant this petition.

17. For all Petitioners, Respondents are bound by the judgment in *Rodriguez Vazquez*, as it has the full “force and effect of a final judgment.” 28 U.S.C. § 2201(a). Nevertheless, Respondents continue to flagrantly defy the judgment in that case and continue to subject Petitioners to unlawful detention despite their clear entitlement to consideration for release on bond as Bond Denial Class members.

18. The Court should accordingly order that within one day, Respondent DHS must release any petitioner who has received an alternative bond order by an IJ, or allow for those petitioners’ release upon payment of the alternative bond amount set by the IJ.

19. For the remaining Petitioners, the Court should order their release unless Respondents provide a bond hearing under 8 U.S.C. § 1226(a) within seven days.

JURISDICTION & VENUE

20. This Court has jurisdiction under 28 U.S.C. § 2241 (habeas corpus), 28 U.S.C. § 1331 (federal question), and Article I, section 9, clause 2 of the United States Constitution (the Suspension Clause). The Court may grant relief pursuant to 28 U.S.C. § 2241; the Declaratory Judgment Act, 28 U.S.C. § 2201 *et seq.*; and the All Writs Act, 28 U.S.C. § 1651.

21. Venue is proper in this District because Petitioners are detained at the NWIPC in Tacoma, Washington. Venue is also proper under 28 U.S.C. § 1391(e) because Respondents are employees, officers, and agencies of the United States, and a substantial part of the events or omissions giving rise to the claims occurred in this District.

PARTIES

22. Petitioner Mario Almonte Hernandez was apprehended by immigration officers on November 6, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

23. Petitioner Armando Araujo Lino was apprehended by immigration officers on or around November 14, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

24. Petitioner Javier Arzola Ramirez was apprehended by immigration officers on or around November 16, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

25. Petitioner Galdino Luna Cortes was apprehended by immigration officers on November 29, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

26. Petitioner Javier Ramos Froylan was apprehended by immigration officers on November 28, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

1 27. Petitioner Moises Palacios-Carreon was apprehended by immigration officers on
2 November 25, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial
3 Class certified in *Rodriguez Vazquez*.

4 28. Respondent Laura Hermosillo is the Seattle Acting Field Office Director of ICE's
5 Enforcement and Removal Operation division. As Petitioners' immediate custodian, she is
6 responsible for Petitioners' detention and removal. She is named in her official capacity.

7 29. Respondent U.S. Department of Homeland Security (DHS) is the federal agency
8 responsible for implementing and enforcing the Immigration and Nationality Act (INA),
9 including the detention and removal of noncitizens.

10 30. Respondent Executive Office for Immigration Review (EOIR) is the federal
11 agency responsible for implementing and enforcing the INA in removal proceedings, including
12 for custody redeterminations in bond hearings.

13 31. Respondent Bruce Scott is employed by The Geo Group, Inc., as Warden of the
14 NWIPC, where Petitioners are detained. He has immediate physical custody of Petitioners. He is
15 sued in his official capacity.

16 **CLAIMS FOR RELIEF**

17 **Violation of the INA:**

18 **Request for Relief Pursuant to *Rodriguez Vazquez***

19 32. Petitioners repeat, re-allege, and incorporate by reference each and every
20 allegation in the preceding paragraphs as if fully set forth herein.

21 33. As members of the Bond Denial Class, Petitioners are entitled to consideration for
22 release on bond under 8 U.S.C. § 1226(a).

23 34. The judgment in *Rodriguez Vazquez* makes clear that Respondents violate the
24 INA in applying the mandatory detention statute at § 1225(b)(2) to class members.

25 35. Respondents are parties to *Rodriguez Vazquez* and bound by the Court's
26 declaratory judgment, which has the full "force and effect of a final judgment." 28 U.S.C.
27 § 2201(a).

36. By denying Petitioners a bond hearing under § 1226(a) and asserting that they are subject to mandatory detention under § 1225(b)(2), Respondents violate Petitioners' rights under the INA and this Court's judgment in *Rodriguez Vazquez*.

PRAYER FOR RELIEF

WHEREFORE, Petitioners pray that this Court grant the following relief:

- a. Assume jurisdiction over this matter;
- b. Issue a writ of habeas corpus requiring that within one day, Respondents release any petitioner with an alternative bond order unless Respondents allows for their release upon payment of the alternative bond amount and any other conditions set by the IJ;
- c. Issue a writ of habeas corpus as to any petitioners without an alternative bond order requiring Respondents to provide a bond hearing under 8 U.S.C. § 1226(a) within seven days;
- d. Order that upon Petitioners' release, Respondents must return to Petitioners any personal property, including personal identification documents (other than a passport) and employment authorization documents;
- e. Award Petitioners attorney's fees and costs under the Equal Access to Justice Act (EAJA), as amended, 28 U.S.C. § 2412, and on any other basis justified under law; and
- f. Grant any other and further relief that this Court deems just and proper.

DATED this 5th of December, 2025.

s/ Matt Adams
Matt Adams, WSBA No. 28287
matt@nwirp.org

s/ Leila Kang
Leila Kang, WSBA No. 48048
leila@nwirp.org

s/ Glenda M. Aldana Madrid
Glenda M. Aldana Madrid, WSBA No. 46987
glenda@nwirp.org

s/ Aaron Korthuis
Aaron Korthuis, WSBA No. 53974
aaron@nwirp.org

1 s/ Amanda Ng

2 Amanda Ng, WSBA No. 57181

3 amanda@nwirp.org

4 NORTHWEST IMMIGRANT
5 RIGHTS PROJECT

6 615 Second Ave., Suite 400

7 Seattle, WA 98104

8 (206) 957-8611

9 *Counsel for Petitioners*