

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
PASO DIVISION

FILED
APR 29 2026
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY [Signature] DEPUTY CLERK

Petitioner: Danny Domingo Pichardo Calderon Arauz



v.

Respondents:

Field Office Director, ICE

Warden, El Paso Service Processing Center

Case No.: #: 3:26-cv-00009-LS

MOTION TO EXPEDITE AND REQUEST FOR IMMEDIATE ACTION

Petitioner, through his spouse and authorized representative, respectfully moves this Court to expedite review and take immediate action on his pending habeas corpus petition.

1. Petitioner remains detained by Immigration and Customs Enforcement (ICE) for approximately nine (9) months without a meaningful opportunity to be heard by an immigration judge.
2. Since the filing of the habeas petition, Petitioner has been scheduled for multiple immigration court hearings, including:
 - February 11, 2026 – present all day, no hearing provided
 - March 26, 2026 – appeared via Zoom, told no time due to number of cases
 - April 1, 2026 – present, hearing not held due to computer system issues
 - April [15], 2026 – scheduled hearing, no opportunity to appear before a judge with no explanation

- **On April 23, 2026**, Petitioner was taken from detention at approximately 2:00 AM and held waiting for a scheduled hearing until approximately 6:00 PM. Despite being present and available for the entire day, Petitioner was not provided an opportunity to appear before an immigration judge and was returned to detention **without a hearing**.
- 3. Despite being present and ready at each scheduled hearing, Petitioner has not been provided a meaningful opportunity to present his case.
- 4. The repeated failure to provide a hearing, despite Petitioner's presence, demonstrates ongoing delay and deprivation of due process.
- 5. The petitioner continues to suffer harm from prolonged detention without judicial review.
- 6. Petitioner has now been scheduled for another hearing on April 29, 2026, after at least five prior failed attempts to provide a meaningful hearing.

WHEREFORE, Petitioner respectfully requests that this Court:

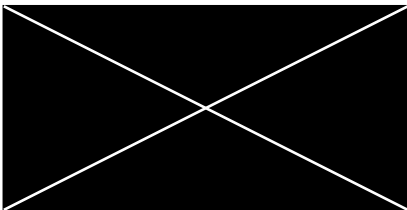
1. Expedite review of the pending habeas petition;
2. Order Respondents to respond immediately;
3. Grant such other relief as the Court deems just and proper, including immediate release or a prompt hearing before an immigration judge.

Respectfully submitted,

Danny DomingoPichardo Calderon Arsuz

Petitioner By: Tatyana Chekmarieva spouse and authorized representative

Dated: 04/25/2026



CERTIFICATE OF SERVICE

I certify that on 04/15/2026 I mailed a true
and correct copy of this Motion to Expedite to:

U.S. Attorney's Office

700 E. San Antonio St., Suite 200

El Paso, TX 79901

ICE Office of Chief Counsel

11541 Montana Ave., Suite O

El Paso, TX 79936

Warden

El Paso Service Processing Center

8915 Montana Ave

El Paso, TX 79925

Tatyana Chekmarieva

LEGAL BASIS FOR RELIEF

Petitioner's continued detention without a meaningful opportunity to be heard violates the Due Process Clause of the Fifth Amendment to the United States Constitution.

The Fifth Amendment guarantees that no person shall be deprived of liberty without due process of law. This includes the right to a meaningful and timely opportunity to appear before a judge.

In this case, Petitioner has been detained for nine (9) months and has been scheduled for multiple immigration court hearings. However, despite being present and ready at each scheduled hearing, Petitioner has not been provided any meaningful opportunity to be heard.

Administrative reasons such as lack of time, scheduling issues, or technical problems do not justify repeated failures to provide a hearing. As a result, Petitioner's continued detention without judicial review constitutes a violation of due process. Accordingly, immediate action by this Court is necessary to prevent further violation of Petitioner's constitutional rights.

EXHIBIT D

Failed Immigration Court Appearances I, Danny Domingo Pichardo Arauz Calderon, declare under penalty of perjury under the laws of the United States that the following is true and correct:

1. I am currently detained by Immigration and Customs Enforcement (ICE).
2. I have been scheduled for multiple immigration court hearings during my current detention, including February 11, 2026, March 26, 2026, and April 1, 2026, April 15, 2026 and April 23, 2026.
3. On each occasion, I was prepared to appear before an immigration judge, but the court did not provide a meaningful hearing.
4. These repeated failures to provide a hearing, despite my presence and readiness, have caused significant delay and have deprived me of due process.

Executed on: 04/25//2026_

Danny Domingo Pichardo Arauz Calderon,

Petitioner By: Tatyana Chekmarieva, 

Spouse and Authorized Representative

EXHIBIT F

Continued Failure to Provide Hearing – April 23, 2026

I, Danny Domingo Pichardo Calderon Arauz, declare under penalty of perjury under the laws of the United States that the following is true and correct:

1. On April 23, 2026, I was scheduled for an internet-based master hearing before the immigration court.
2. I was taken from detention at approximately 2:00 AM and placed in a holding room to wait for my hearing.
3. I remained in custody and waiting for the entire day.
4. Despite being present and available, I was not provided an opportunity to appear before an immigration judge.
5. At approximately 5:00 PM, I was returned to detention without having seen a judge or having my case heard.
6. This marks at least the fifth scheduled court appearance during my current detention in which I was present and ready, but no meaningful hearing was provided.
7. These repeated failures demonstrate a continuing pattern of delay and denial of a meaningful opportunity to be heard.

Executed on: 04/24/2026

Danny Domingo Pichardo Calderon Arauz, Petitioner

By: Tatyana Chekmarieva, Spouse and Authorized Representative



 An official website of the United States government
Here's how you know



EOIR Automated Case Information

Court Closures Today April 24, 2026

Please check <https://www.justice.gov/eoir-operational-status> for up to date closures.

Home > **PICHARDO-CALDERON, DANNY** ()



Automated Case Information

Name: PICHARDO-CALDERON, DANNY | **A-Number:**



Next Hearing Information

Your upcoming **MASTER** hearing is **IN PERSON** on **April 29, 2026** at **8:30 AM**.

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE
EL PASO, TX 79925

11:55



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is
INTERNET-BASED on **April 23, 2026**
at **8:30 AM**.

JUDGE

Tuckman, Dean S.

WEBEX ADDRESS

<https://eoir.webex.com/meet/IJ.Tuckman>



Court Decision and Motion Information

acis.eoir.justice.gov



8:36

92

Home > PICHARDO-CALDERON, DANNY



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is **IN PERSON** on **April 15, 2026** at **9:30 AM**.

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE
EL PASO, TX 79925



acis.eoir.justice.gov



9:24

16

Home > PICHARDO-CALDERON, DANNY (



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

| A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is IN
PERSON on **April 1, 2026** at **9:30 AM**.

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE

EL PASO, TX 79925

acis.eoir.justice.gov — Private

Case: 2:19-cr-00164, Document: 25, Filed: 08-09-2019, Page 3 of 6
(Rev. 08/05/W.D.TX) - Supervised Release

Defendant: DANNY DOMINGO RICHARDO-ARAUZ
Case Number: 

Judgment -- Page 3

SUPERVISED RELEASE

Upon ~~release~~ from imprisonment, the defendant shall be on supervised release for a term of three (3) years.

While on supervised release, the defendant shall comply with the mandatory, standard, and if applicable, the special conditions that have been adopted by the court.

Search bop.gov

Home	About Us	Inmates	Locations	Careers	Business	Resources	Contact Us
----------------------	--------------------------	-------------------------	---------------------------	-------------------------	--------------------------	---------------------------	----------------------------

Find an inmate.

Locate the whereabouts of a federal inmate incarcerated from 1982 to the present. Due to the First Step Act, sentences are being reviewed and recalculated to address pending Federal Time Credit changes. As a result, an inmate's release date may not be up-to-date. Website visitors should continue to check back periodically to see if any changes have occurred.

Find By Number

Find By Name

Type of Number

Number

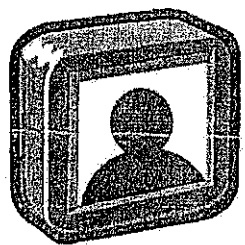
BOP Register Number ☒



Search

Result using number 

 Clear Form



DANNY DOMINGO
PICHARDO-ARAUZ

Register Number: 

Age: 48
Race: White
Sex: Male

Released On: 02/07/2020

2/2/23

Related Links

[Call or email](#)
[Send mail/package](#)
[Send money](#)
[Visit](#)
[Voice a concern](#)

About the inmate locator & record availability

About Us	Inmates	Locations	Careers	Business	Resources	Resources For ...
About Our Agency	Find an Inmate	List of our Facilities	Life at the BOP	Acquisitions	Policy & Forms	Victims & Witnesses
About Our Facilities	First Step Act	Map of our Locations	Explore Opportunities	Solicitations & Awards	News Stories	Employees
Historical Information	Communications	Search for a Facility	Current Openings	Reentry Contracting	Press Releases	Volunteering
Statistics	Custody & Care		Application Process		Publications	Former Inmates
	Visiting		Our Hiring Process		Research & Reports	Media Reps
	Voice a Concern					

[Contact Us](#) | [FOIA](#) | [No FEAR Act](#) | [Privacy Policy](#) | [Information Quality](#) | [Website Feedback](#)
[USA.gov](#) | [Justice.gov](#) | [Open Government](#)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT
OF FLORIDA PROBATION OFFICE
Monday, February 06, 2023

PICNARDO-ARAUZ, DANNY DOMINGO
2313 EAST RIVER DRIVE
MARGATE, FL 33063

Riselda R. Ruiz
Chief United States Probation
Officer
Wikle D. Ferguson, Jr. U. S.
Courthouse
400 North Miami Avenue, Ninth
Floor South
Miami, FL 33128

SD/FL. Pacts No.:  NOTICE OF SUPERVISION COMPLIANCE

Dear Mr./Ms. Pichardo-Arauz, Danny Damingo

Sentence Date: 09/08/2019

Expiration Date: 06/02/2023

Through this letter you are notified of your termination of supervision with this office effective 06/02/2023 with reference to case number, 0542 2:19CR00164

For US citizens only: Depending on the offense of their conviction, a person who meets the requirements of Rule 9(A) of the Executive Clemency Rules may have their civil rights restored by the approval of the clemency board without a hearing if the person has not committed crimes and has not been detained for a misdemeanor to felony for five (5) or seven (7) years from the date of completion of all convictions and supervision of the community and certain requirements are met. Restoration of the right to own, possess or use a firearm requires a separate application to the United States Department of the Treasury. You must file an application for Executive Clemency pursuant to Rule 6 and must be a legal resident of the State of Florida at the time the application is filed, considered and acted upon.

To obtain an application for Executive Clemency, contact the Office of Executive Clemency, 4070 Esplanade Way, Tallahassee, Florida 32399-2450; phone number (850) 488-2952. If you have not met all financial obligations (fines/restitution), or are still otherwise under supervision (state/federal), or if you have any outstanding warrants, detentions, or pending criminal charges, you are not eligible to apply. restoration until all outstanding issues are resolved. To view the Executive Clemency rules or to obtain an application, please log on to www.fcor.state.fl.us or contact the agency at the address listed above. Maria

Villacia Maria Villacis
US Probation Officer



Report

[Main Menu](#)

[< BACK TO RESULTS](#)

Facility Page

Detention Information For:

DANNY PICHARDO-CALDERON

Country of Birth: Nicaragua

A-Number: 

Current Detention Facility:

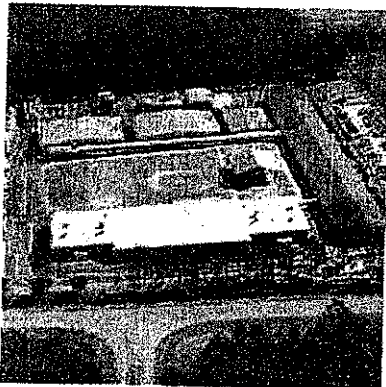
Pine Prairie Correctional Facility

1133 HAMPTON DUPRE RD

PINE PRAIRIE, LA 70576

Visitor Information: (337) 599-2198

[MORE INFORMATION >](#)



ERO Office Information

03.31.26



**FAMILIES FOR
FREEDOM**

35 West 31st Street #702 New York NY 10001
Ph. 646.290.8720 Fax 800.895.4454
www.familiesforfreedom.org

8/12/2021

To: Danny Pichardo-Calderon



Pine Prairie Correctional Facility
1133 Hampton Dupre Rd
Pine Prairie, LA 70576

Dear Danny Pichardo-Calderon,

A per our conversation over the phone, I have included in this envelope a pro se petition for a Writ of Habeas Corpus. This is to petition for your release when you have been in ICE custody for more than 180 days with no cause. The government must prove their reasons for holding you. There is an instruction sheet included with the petition. Follow the instructions to properly and fully fill out the petition and submit it yourself to the court.

Be sure to make copies for your own records before you submit the petition.

If you have any questions, please do not hesitate to reach out to us at Families for Freedom.

Best regards,

Fanta Fofana

Senior Organizer

Families for Freedom

and how many times

Sent: 12/25/2025

Approved

You

5:13 PM

Did you request medical
supervisor

Sent: 12/25/2025

Approved

Danny Pichardo-Calderon

8:29 PM

6 times was my name put on
the sick call.

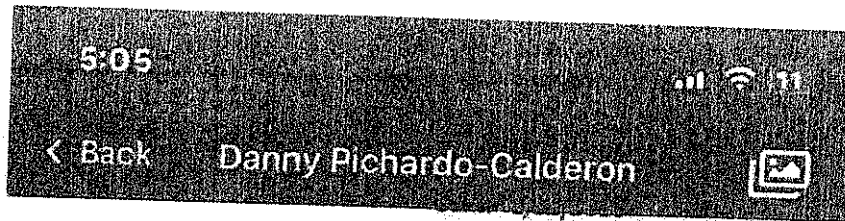
I asked the guard to let me
speak to emergency medical
staff the guard said that
unless I was dying they
couldn't get me attention.

That these were direct
orders from his supervisors.

Sent: 12/25/2025



Write a reply



Approved

Dec 23, 2025

You

4:14 PM

Llamama

Sent: 12/23/2025

Approved

Dec 24, 2025

You

1:34 PM

Llamame

Sent: 12/24/2025

Approved

Dec 25, 2025

Danny Pichardo-Calderon

7:51 PM

U.s. immigration and customs
enforcement

Ice detainer grievance formal complaint.

I was really sick with a high fever, chest pain, breathing issues, and stomach and digestion issues from July 25 to Aug 1st I sought medical attention but no avail I filed out a sick form and I was never seen by anyone this also led to me also bleeding every time I would use the bathroom.

Sent: 12/25/2025

Dec 26, 2025

You

11:03 AM

Llamame

Sent: 12/26/2025

Approved

 Write a reply



Case Status Online

Next Step Is an Interview

The next step in your application is an in-person interview. Once we have scheduled your interview, you will receive an interview notice.

For information related to the 180-Day Asylum EAD Clock and the Form I-765, Application for Employment Authorization, please review: [The 180-Day Asylum EAD Notice](#).

Enter Another Receipt Number 

[Check Status](#)

Already have an Account? [Login](#)

Create an Account? [Sign up](#)

DHS PRIVACY NOTICE PAPERWORK REDUCTION ACT

Related Tools

[Change of Address](#)

Case: 2:19-cr-00164, Document: 25, Filed: 08-09-2019, Page 3 of 6

(Rev. 08/05) (W.D. TX) - Supervised Release

Defendant: DANNY DOMINGO RICHARDO-ARAUZ
Case Number: 

Judgment - Page 3

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of three (3) years.

While on supervised release, the defendant shall comply with the mandatory, standard, and if applicable, the special conditions that have been adopted by the court.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT
OF FLORIDA PROBATION OFFICE
Monday, February 06, 2023

PICNARDO-ARAUZ, DANNY DOMINGO
2313 EAST RIVER DRIVE
MARGATE, FL 33063

Riselda R. Ruiz
Chief United States Probation
Officer
Winkle D. Ferguson, Jr. U. S.
Courthouse
400 North Miami Avenue, Ninth
Floor South
Miami, FL 33128

NOTICE OF SUPERVISION COMPLIANCE

SD/FL. Pacts No.: 

Sentence Date: 09/08/2019

Dear Mr./Ms. Pichardo-Arauz, Danny Damingo

Expiration Date: 06/02/2023

Through this letter you are notified of your termination of supervision with this office effective 06/02/2023 with reference to case number, 

For US citizens only: Depending on the offense of their conviction, a person who meets the requirements of Rule 9(A) of the Executive Clemency Rules may have their civil rights restored by the approval of the clemency board without a hearing if the person has not committed crimes and has not been detained for a misdemeanor to felony for five (5) or seven (7) years from the date of completion of all convictions and supervision of the community and certain requirements are met. Restoration of the right to own, possess or use a firearm requires a separate application to the United States Department of the Treasury. You must file an application for Executive Clemency pursuant to Rule 6 and must be a legal resident of the State of Florida at the time the application is filed, considered and acted upon.

To obtain an application for Executive Clemency, contact the Office of Executive Clemency, 4070 Esplanade Way, Tallahassee, Florida 32399-2450; phone number (850) 488-2952. If you have not met all financial obligations (fines/restitution), or are still otherwise under supervision (state/federal), or if you have any outstanding warrants, detentions, or pending criminal charges, you are not eligible to apply. restoration until all outstanding issues are resolved. To view the Executive Clemency rules or to obtain an application, please log on to www.fcor.state.fl.us or contact the agency at the address listed above. Maria

Villacia Maria Villacis
US Probation Officer

 An official website of the United States government
Here's how you know



EOIR Automated Case Information

Court Closures Today April 24, 2026

Please check <https://www.justice.gov/eoir-operational-status> for up to date closures.

[Home](#) > **PICHARDO-CALDERON, DANNY** ()



Automated Case Information

Name: PICHARDO-CALDERON, DANNY | **A-Number:**



Next Hearing Information

Your upcoming **MASTER** hearing is **IN PERSON** on April 29, 2026 at 8:30 AM.

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE
EL PASO, TX 79925

11:55



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is
INTERNET-BASED on April 23, 2026
at 8:30 AM.

JUDGE

Tuckman, Dean S.

WEBEX ADDRESS

<https://eoir.webex.com/meet/IJ.Tuckman>

Court Decision and Motion Information

acis.eoir.justice.gov



8:36

92

Home > PICHARDO-CALDERON, DANNY (



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is IN
PERSON on April 15, 2026 at 9:30
AM.

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE
EL PASO, TX 79925



acis.eoir.justice.gov



11:20

LTE



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

| A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is
on **April 13, 2028** at **10:00 AM**.

JUDGE

Mander, Stephen E.

COURT ADDRESS

333 SOUTH MIAMI AVE., STE.700
MIAMI, FL 33130

acis.eoir.justice.gov

9:24

16

Home > PICHARDO-CALDERON, DANNY (



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

| A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is **IN
PERSON** on **April 1, 2026** at **9:30 AM**.

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE

EL PASO, TX 79925

acis.eoir.justice.gov — Private

9:56



Automated Case Information

Name:

PICHARDO-CALDERON, DANNY

A-Number:



Next Hearing Information

Your upcoming **MASTER** hearing is **IN
PERSON** on **March 26, 2026** at **9:30
AM.**

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE
EL PASO, TX 79925

Court Decision and Motion Information

acis.eoir.justice.gov



ALDERON, DANNY



Automated Case Information

Name: RICHARDO-CALDERON, DANNY | A-Number: 

Hearing Information

Your upcoming MASTER hearing is on February 11, 2026 at 1:00 PM.

JUDGE

Tuckman, Dean S.

COURT ADDRESS

8915 MONTANA AVENUE
EL PASO, TX 79925

This case is pending.

Case Information

Court Contact Information

If you require further information regarding your case, or wish to file additional documents, contact the immigration court.

No appeal was received for this case.

COURT ADDRESS
8915 MONTANA AVENUE
EL PASO, TX 79925

PHONE NUMBER
(915) 540-7854

