UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

Andres Armando GARCIA MIRANDA, Francisco LÓPEZ TORRES, Gabriel RAMOS LOPEZ, and Mario Rene VASQUEZ CALDERON,

Petitioners,

v.

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

Respondents.

Case No. 2:26-cv-266

PETITION FOR WRIT OF HABEAS CORPUS

INDIVIDUAL ENFORCEMENT OF *RODRIGUEZ VAZQUEZ* BOND DENIAL CLASS JUDGMENT

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Seattle, WA 98104
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FACTS

1. Petitioners Andres Armando Garcia Miranda, Francisco López Torres, Gabriel Ramos Lopez, and Mario Rene Vasquez Calderon 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*, 802 F. Supp. 3d 1297, 1336 (W.D. Wash. 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 Andres Armando Garcia Miranda

4. Petitioner Andres Armando Garcia Miranda 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 24, 2025, *see* Ex. A;[2]

(b) entered the United States without inspection over twenty-five years ago and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

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[1] The Bond Denial Class is comprised of "all 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*, 802 F. Supp. 3d 1297, 1336 (W.D. Wash. 2025).

[2] All exhibit citations are to the authenticating declaration of Amanda Ng filed contemporaneously with this petition.

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5. After apprehending Mr. Garcia Miranda on November 24, 2025, the Department of Homeland Security (DHS) placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. Garcia Miranda as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. B.

Petitioner Francisco López Torres

6. Petitioner Francisco López Torres 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 ICE on December 27, 2025, *see* Ex. C;

(b) last entered the United States without inspection nearly twenty-four years ago and was not apprehended upon arrival;

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

7. After apprehending Mr. López Torres on December 27, 2025, DHS placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. López Torres as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. D.

Petitioner Gabriel Ramos Lopez

8. Petitioner Gabriel Ramos Lopez 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 December 6, 2025, *see* Ex. E;

(b) last entered the United States without inspection over twenty-five years ago and was not apprehended upon arrival;

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

9. After apprehending Mr. Ramos Lopez on December 6, 2025, DHS placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Mr. Ramos Lopez as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. F.

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10. On January 22, 2026, an Immigration Judge (IJ) denied Mr. Ramos Lopez's request for bond based on lack of jurisdiction and granted an alternative bond amount of $10,000. Ex. G.

Petitioner Mario Rene Vasquez Calderon

11. Petitioner Mario Rene Vasquez Calderon 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 December 29, 2025, *see* Vasquez Calderon Decl. ¶¶ 2–4;

(b) last entered the United States without inspection nearly twenty years ago and was not apprehended upon arrival, *see id.* ¶ 2;

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

12. After apprehending Mr. Vasquez Calderon on December 29, 2025, DHS placed him in removal proceedings pursuant to 8 U.S.C. § 1229a. On information and belief, DHS has charged or will charge Mr. Vasquez Calderon as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection.

13. The Court should expeditiously grant this petition.

14. 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.

15. 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.

16. For any Petitioner without an alternative bond order, the Court should order their release unless Respondents provide a bond hearing under 8 U.S.C. § 1226(a) within seven days of Petitioner's request.

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JURISDICTION & VENUE

17. 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.

18. 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

19. Petitioner Andres Armando Garcia Miranda is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

20. Petitioner Francisco López Torres is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

21. Petitioner Gabriel Ramos Lopez is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

22. Petitioner Mario Rene Vasquez Calderon is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

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

24. Respondent United States Department of Homeland Security (DHS) is the federal agency responsible for implementing and enforcing the Immigration and Nationality Act (INA), including the detention and removal of noncitizens.

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

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

CLAIMS FOR RELIEF

Violation of the INA: Request for Relief Pursuant to *Rodriguez Vazquez*

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

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

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

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

31. 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 allow for their release upon payment of the alternative bond amount and any other conditions set by the IJ;

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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 of a request from Petitioners;

d. Order that upon Petitioners' release, Respondents must return to Petitioners any personal property, including any personal identification document (other than a passport) and any employment authorization document;

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 22nd day of January, 2026.

s/ Matt Adams
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s/ Leila Kang
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s/ Aaron Korthuis
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s/ Amanda Ng
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