EMERGENCY PETITION FOR WRIT OF HABEAS CORPUS

United States Courts
Southern District of Texas
FILED

DEC 22 2025

Nathan Ochsner, Clerk of Court

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS

MARÍA DE LOS ÁNGELES AGUILERA HERNÁNDEZ,
A-Number: [redacted]
Petitioner,

v.

WARDEN, DILLEY IMMIGRATION DETENTION CENTER;
SECRETARY, DEPARTMENT OF HOMELAND SECURITY;
DIRECTOR, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT,
Respondents.

EMERGENCY PETITION FOR WRIT OF HABEAS CORPUS
(28 U.S.C. § 2241)

Filed by her daughter and Next Friend,
María de los Ángeles Arias Aguilera (DOB: [redacted]

INTRODUCTION

This is an emergency petition challenging Petitioner's prolonged and unconstitutional detention without a bond hearing.
Petitioner is a 64-year-old Cuban national with serious medical conditions, including depressive disorder and hypertension.
Her continued detention places her health and life at risk.

FACTS

Petitioner was detained on October 28, 2025, during a routine ICE check-in.
At the time of detention, she had a pending asylum application before the Immigration Court in Dilley, Texas,
a valid work permit, and a Social Security number.
Despite multiple requests, she has been denied a bond hearing.

LEGAL GROUNDS

Petitioner's prolonged detention without an individualized bond hearing violates the Due

Process Clause of the Fifth Amendment.
Given her age, medical conditions, and lack of flight risk or danger to the community, continued detention is excessive and unlawful.

REQUEST FOR RELIEF

Petitioner respectfully requests that this Court:
1. Grant this Emergency Petition for Writ of Habeas Corpus;
2. Order her immediate release under reasonable conditions; or
3. In the alternative, order an immediate individualized bond hearing.

Respectfully submitted,

María de los Angeles Arias Aguilera
Next Friend for Petitioner

ADDENDUM – HOUSTON FILING (EMERGENCY)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

This Addendum is submitted to accompany the Emergency Petition for Writ of Habeas Corpus
filed on behalf of María de los Ángeles Aguilera Hernández (A# [redacted].

VENUE AND JURISDICTION

1. Venue is proper in the Houston Division of the Southern District of Texas pursuant to 28 U.S.C. § 2241 because this Court has district-wide jurisdiction over federal detention facilities within the Southern District of Texas.

2. Although Petitioner is physically detained at the Dilley Immigration Detention Center, the Houston Division serves as the principal administrative seat of the Southern District and routinely adjudicates emergency habeas petitions involving ICE detention.

3. This emergency filing is necessary due to Petitioner's advanced age (64 years), serious medical conditions, and the ongoing denial of a bond hearing, which together constitute an immediate and irreparable risk to her health and safety.

REQUEST

Petitioner respectfully requests that this Court:
- Accept jurisdiction over this Emergency Petition;
- Expedite review due to medical emergency;
- Grant immediate release or order an immediate individualized bond hearing.

Respectfully submitted,

María de los Ángeles Arias Aguilera
Next Friend for Petitioner

DECLARATION UNDER PENALTY OF PERJURY

I, María de los Ángeles Arias Aguilera, declare under penalty of perjury under the laws of the United States of America that the following is true and correct:

1. I am the adult daughter of María de los Ángeles Aguilera Hernández (A# [redacted].
2. My mother is currently detained at the Dilley Immigration Detention Center, located at 300 El Rancho Way, Dilley, Texas.
3. She was detained on October 28, 2025, during a routine ICE check-in, despite having a pending asylum case, a valid work permit, and a Social Security number.
4. My mother is 64 years old and suffers from depressive disorder and hypertension, conditions that require continuous medical care.
5. Since her detention, she has repeatedly requested a bond hearing, which has been denied.
6. I fear that her continued detention places her physical and mental health at serious risk.
7. I am filing this declaration as her Next Friend in support of her Emergency Petition for Writ of Habeas Corpus.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 12/18/2025

María de los Ángeles Arias Aguilera
Date of Birth: [redacted]