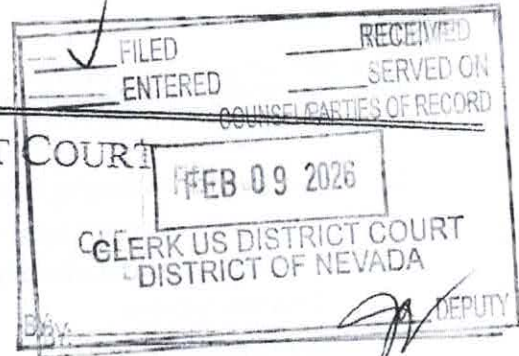


AO 242 (12/11) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT
for theYADIER KINDELAN LOPEZ
Petitioner,

PAMELA BONDI, Attorney General of the
United States; KRISTI NOEM, Secretary,
United States Department of Homeland
Security; MICHAEL BERNACKE, Field
Director, West Valley City Office; TODD
LYONS, Acting Director; JOHN MATTOS,
Nevada Southern Detention Center.
Respondent
(name of warden or authorized person having custody of petitioner)

Ca:

2:26-cv-00319-APG-BNW

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

Personal Information

- (a) Your full name: YADIER KINDELAN LOPEZ
(b) Other names you have used: N/A
- Place of confinement:
(a) Name of institution: N.S.D.C.
(b) Address: 2190 E. MESQUITE AVE
PHOENIX, NV. 89060
(c) Your identification number: _____
- Are you currently being held on orders by:
☒ Federal authorities ☐ State authorities ☐ Other - explain: _____
- 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: _____
(b) Docket number of criminal case: _____
(c) Date of sentencing: _____
☐ Being held on an immigration charge
☒ Other (explain): Pro Long DETENTION. ILLEGALLY DETAINED.
IN ICE CUSTODY

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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)
 - ☐ 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: _____
 - (b) Docket number, case number, or opinion number: _____
 - (c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed): _____
 - (d) Date of the decision or action: _____

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: _____
- (2) Date of filing: _____
- (3) Docket number, case number, or opinion number: _____
- (4) Result: _____
- (5) Date of result: _____
- (6) Issues raised: _____

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(b) If you answered "No," explain why you did not appeal: _____

8. **Second appeal**

After the first appeal, did you file a second appeal to a higher authority, agency, or court?

☐ Yes

☒ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not file a second appeal: _____

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: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

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(b) If you answered "No," explain why you did not file a third appeal:

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

If "Yes," provide:

(1) Name of court:

(2) Case number:

(3) Date of filing:

(4) Result:

(5) Date of result:

(6) Issues raised:

(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:

(2) Case number:

(3) Date of filing:

(4) Result:

(5) Date of result:

(6) Issues raised:

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- (c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence:

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

☐ Yes ☒ No

If "Yes," provide:

- (a) Date you were taken into immigration custody: Oct. 17, 2025
(b) Date of the removal or reinstatement order: Nov. 18, 2025
(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes ☒ No

If "Yes," provide:

- (1) Date of filing: _____
(2) Case number: _____
(3) Result: _____
(4) Date of result: _____
(5) Issues raised: ZADYDAS Vs DAVIS 533 JS 67E, 6E9 (2009)

- (d) Did you appeal the decision to the United States Court of Appeals?

☐ Yes ☒ No

If "Yes," provide:

- (1) Name of court: _____
(2) Date of filing: _____
(3) Case number: _____

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(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

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: _____

(b) Name of the authority, agency, or court: _____

(c) Date of filing: _____

(d) Docket number, case number, or opinion number: _____

(e) Result: _____

(f) Date of result: _____

(g) Issues raised: _____

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.

GROUND ONE: _____

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

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

☐ Yes ☒ No

GROUND TWO:

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

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

☐ Yes ☒ No

GROUND THREE:

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

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

☐ Yes ☒ No

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GROUND FOUR:

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

(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:

Request for Relief

15. State exactly what you want the court to do: APPOINT COUNSEL: ISSUE
A RESTRAINING ORDER AGAINST ICE: GRANT PETITION
for Writ of HABEAS CORPUS PURSUANT TO U.S.C 28
SECTION 2241: ORDER THAT PETITIONER BE RELEASED
from custody

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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:

FEB. 04. 2026



Signature of Petitioner

Signature of Attorney or other authorized person, if any

CERTIFICATE OF SERVICE

I, YADIER LOPEZ, hereby certify that the foregoing documents have been submitted on FEB. 04. 2026. Further, I personally served a true, complete and correct copy of the foregoing documents by placing it in a pre-paid stamped envelope through the institutional internal legal mail system at the Nevada Southern Detention Center and mailing it to the following individuals:

Michael Bernacke
Salt Lake City ICE Field Office Director
2975 Decker Lake Drive, Ste 100
West Valley City, UT 84119-6096

Todd M. Lyons
ICE Deputy Director
500 12th St., SW,
Washington, DC 20536

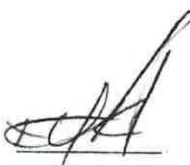
Kristi Noem
Secretary of the Department
of Homeland Security
2707 Martin Luther King Jr. Ave, SE,
Washington, DC 20528

Kerri Ann Quihuis
DOJ-USAO
501 South Las Vegas Blvd., South
Ste#1000
Las Vegas, NV 89101

Pamela J. Bondi
Attorney General of the United States
950 Pennsylvania Avenue, NW,
Washington, DC 20530-0001

John Martos
Warden, Nevada Southern Detention Center
2190 East Mesquite Avenue
Pahrump, NV 89060

Executed in Pahrump, Nevada



Petitioner: YADIER LOPEZ

DATE: FEB. 04. 26

Alien No. 

Nevada Southern Detention Center
2190 East Mesquite Avenue
Pahrump, NV 89060