AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the

Alvarez Guerra, Alfredo
Petitioner

v.

Case No. _____
(Supplied by Clerk of Court)

Pamela Bondi, Kristi Noem, Michael Bernacke, Todd Lyons, John Mattos
Respondent
(name of warden or authorized person having custody of petitioner)

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

Personal Information

1. (a) Your full name: Alfredo Alvarez Guerra
   (b) Other names you have used: N/A
2. Place of confinement:
   (a) Name of institution: Nevada Southern Detention Center
   (b) Address: 2190 E. Mesquite Ave
   Pahrump, NV
   (c) Your identification number: A [redacted]
3. Are you currently being held on orders by:
   ☐ Federal authorities ☐ State authorities ☑ Other - explain:
   Department of Homeland Security
4. 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)*: I am being detained Undetermined after being granted Withholding of Removal

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: Las Vegas Immigration Court 110 N. City Parkway, Ste 400, Las Vegas, NV 89106

(b) Docket number, case number, or opinion number: #[redacted]

(c) Decision or action you are challenging *(for disciplinary proceedings, specify the penalties imposed)*:
My Bond Was Denied. The Immigration Judge Stated he had no Jurisdiction

(d) Date of the decision or action: February 17th 2026

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: N/A

(2) Date of filing: N/A

(3) Docket number, case number, or opinion number: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

(b) If you answered "No," explain why you did not appeal: Because the Judge stated she did not have Jurisdiction and to Move the District Court for bond

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: N/A

(2) Date of filing: N/A

(3) Docket number, case number, or opinion number: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

(b) If you answered "No," explain why you did not file a second appeal: I am now filing bond with District Court

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: N/A

(2) Date of filing: N/A

(3) Docket number, case number, or opinion number: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

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

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: N/A
(2) Case number: N/A
(3) Date of filing: N/A
(4) Result: N/A
(5) Date of result: N/A
(6) Issues raised: N/A

(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: N/A
(2) Case number: N/A
(3) Date of filing: N/A
(4) Result: N/A
(5) Date of result: N/A
(6) Issues raised: N/A

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

11. **Appeals of immigration proceedings**

Does this case concern immigration proceedings?

☑ Yes ☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: March 10,
(b) Date of the removal or reinstatement order: N/A Not Been ordered Removed
(c) Did you file an appeal with the Board of Immigration Appeals?

☑ Yes ☐ No

If "Yes," provide:

(1) Date of filing: June 18th 2025

(2) Case number: A [redacted]

(3) Result:

(4) Date of result: January 22, 2026

(5) Issues raised:

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

☐ Yes ☑ No

If "Yes," provide:

(1) Name of court: N/A

(2) Date of filing: N/A

(3) Case number: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

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: N/A

(b) Name of the authority, agency, or court: N/A

(c) Date of filing: N/A

(d) Docket number, case number, or opinion number: N/A

(e) Result: N/A

(f) Date of result: N/A

(g) Issues raised: N/A

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. Any legal arguments must be submitted in a separate memorandum.

GROUND ONE: I the respondent's prolonged detention Without the opertunity for release on bond Violates my right to due process Under the Fifth Amendment of the United States Constitution

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

"The Fifth Amendment's Due Process Clause forbids the Government to deprive I any person ... of... liberty... with out dye process of law. Freedom From imprisonment - from government Custody, detention, or other form of physical restraints - lies at the heart of the Liberty that claus protects" Zadvydas Vs Davis, 533 U.S. 678, 690 (2001)

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

☐ Yes ☐ No

GROUND TWO: I the respondent have been Granted Withholding of Removal Under Section 241(b)(3)(A) of the Immigration and Nationality act ("INA"), 8 U.S.C.§ 1358(b)(3)(A). (INA), 8 U.S.C.§ 1331(b)(3)(A)

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

I Was Granted Withholding of Removal on 5/21/2025 and I have not been given the opertunity to release nor to be released Under reasonble bond

(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

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: I Move the Court to release me or to grant me reasonal or minimum bond

Declaration Under Penalty Of Perjury

If you are incarcerated, on what date did you place this petition in the prison mail system:

February 19th 2026

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 18, 2026

Signature of Petitioner

Signature of Attorney or other authorized person, if any

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

Instructions

1. **Who Should Use This Form.** You should use this form if
   - you are a federal prisoner and you wish to challenge the way your sentence is being carried out *(for example, you claim that the Bureau of Prisons miscalculated your sentence or failed to properly award good time credits)*;
   - you are in federal or state custody because of something other than a judgment of conviction *(for example, you are in pretrial detention or are awaiting extradition)*; or
   - you are alleging that you are illegally detained in immigration custody.

2. **Who Should Not Use This Form.** You should not use this form if
   - you are challenging the validity of a federal judgment of conviction and sentence *(these challenges are generally raised in a motion under 28 U.S.C. § 2255)*;
   - you are challenging the validity of a state judgment of conviction and sentence *(these challenges are generally raised in a petition under 28 U.S.C. § 2254)*; or
   - you are challenging a final order of removal in an immigration case *(these challenges are generally raised in a petition for review directly with a United States Court of Appeals)*.

3. **Preparing the Petition.** The petition must be typed or neatly written, and you must sign and date it under penalty of perjury. **A false statement may lead to prosecution.**

4. **Answer all the questions.** You do not need to cite law. You may submit additional pages if necessary. If you do not fill out the form properly, you will be asked to submit additional or correct information. If you want to submit any legal arguments, you must submit them in a separate memorandum. Be aware that any such memorandum may be subject to page limits set forth in the local rules of the court where you file this petition. If you attach additional pages, number the pages and identify which section of the petition is being continued. All filings must be submitted on paper sized 8½ by 11 inches. **Do not use the back of any page.**

5. **Supporting Documents.** In addition to your petition, you must send to the court a copy of the decisions you are challenging and a copy of any briefs or administrative remedy forms filed in your case.

6. **Required Filing Fee.** You must include the $5 filing fee required by 28 U.S.C. § 1914(a). If you are unable to pay the filing fee, you must ask the court for permission to proceed in forma pauperis – that is, as a person who cannot pay the filing fee – by submitting the documents that the court requires.

7. **Submitting Documents to the Court.** Mail your petition and ____ copies to the clerk of the United States District Court for the district and division in which you are confined. For a list of districts and divisions, see 28 U.S.C. §§ 81-131. All copies must be identical to the original. Copies may be legibly handwritten.

   If you want a file-stamped copy of the petition, you must enclose an additional copy of the petition and ask the court to file-stamp it and return it to you.

8. **Change of Address.** You must immediately notify the court in writing of any change of address. If you do not, the court may dismiss your case.

CERTIFICATE OF COMPLETION

PRESENTED TO

ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Manejo de la Ira

SCORE: Passed

All course requirements were successfully met in order to earn a "Passed" Certificate of Completion.

July 03, 2025

Date

President of Edovo

This certificate is not equivalent to course credit, milestone, earned time credit, certification, or a degree. We also do not verify the identity of the Learner.



CERTIFICATE OF COMPLETION

PRESENTED TO

ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Lleva una GRAN CONVERSACIÓN: Valores & Le

SCORE: Passed

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July 14, 2025

Date

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PRESENTED TO

ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Nacido para triunfar

SCORE: Passed

All course requirements were successfully met in order to earn a "Passed" Certificate of Completion.

July 28, 2025

Date

President of Edovo

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CERTIFICATE OF COMPLETION

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ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Programa de Educación de La Paz - CL

SCORE: Passed

All course requirements were successfully met in order to earn a "Passed" Certificate of Completion.

July 12, 2025

Date

President of Edovo

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CERTIFICATE OF COMPLETION

PRESENTED TO

ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Aprendiendo Como Ser un Mejor Padre

SCORE: Passed

All course requirements were successfully met in order to earn a "Passed" Certificate of Completion.

July 06, 2025
Date

President of Edovo

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CERTIFICATE OF COMPLETION

PRESENTED TO

ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Introducción a Cambiando tu plan de juego: El plan para el éxito durante y después del encarcelamiento

SCORE: Passed

All course requirements were successfully met in order to earn a "Passed" Certificate of Completion.

July 25, 2025

Date

President of Edovo

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CERTIFICATE OF COMPLETION

PRESENTED TO

ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Pensando en el Futuro - TCC

SCORE: Passed

All course requirements were successfully met in order to earn a "Passed" Certificate of Completion.

July 15, 2025

Date

President of Edovo

This certificate is not equivalent to course credit, milestone, earned time credit, certification, or a degree. We also do not verify the identity of the Learner.

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CERTIFICATE OF COMPLETION

PRESENTED TO

ALFREDO ALVAREZ GUERRA

FOR SUCCESSFUL COMPLETION OF

Una Guía a Traves de los 12 Pasos de Recuperac

SCORE: Passed

All course requirements were successfully met in order to earn a "Passed" Certificate of Completion.

July 01, 2025

Date

President of Edovo

This certificate is not equivalent to course credit, milestone, earned time credit, certification, or a degree. We also do not verify the identity of the Learner.

Alvarez Guerra Alfredo
(Name of alien or aliens)

A [redacted]
("Alien number" of alien or aliens)

CERTIFICATE OF SERVICE

On 2/18/2025 (date), I, Alvarez Guerra Alfredo (printed name of person signing below),

served a copy of this Habeas Corpus Under 28 U.S.C. § 2241 (name of document)

and any attached pages to U.S. District Court (name of party served)

at the following address: 333 Las Vegas Blvd South, Room 1334 (address of party served) Las Vegas, N.V. 89101

by First Class Mail (method of service, for example overnight courier, hand-delivery, first class mail).

(signature)

Feb, 18th 2026
(date)