EMERGENCY HABEAS CORPUS

BOND GRANTED FEB 25,2026

ICE REFUSES RELEASE

STAY OF REMOVAL REQUESTED

UNITED STATES DISTRICT COURT

DISTRICT OF COLORADO

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO
MAR -5 2026
JEFFREY P. COLWELL
CLERK

Norge Carralero Silvera
A# [redacted]
Petitioner (Pro Se)

v.

Field Office Director
U.S. Immigration and Customs Enforcement (ICE) Denver

Warden
Aurora ICE Processing Center

3130 North Oakland Street
Aurora, Colorado 80010

Respondents.

EMERGENCY PETITION FOR WRIT OF HABEAS CORPUS

AND EMERGENCY MOTION FOR STAY OF REMOVAL
(28 U.S.C. §2241)

I. EMERGENCY NATURE OF PETITION

This is an emergency petition.

Petitioner has been granted bond by an Immigration Judge on February 25, 2026.

Despite the bond order, the Department of Homeland Security refuses to release Petitioner and has stated that they intend to appeal the Immigration Judge's bond decision.

Petitioner fears imminent removal and continued unlawful detention.

Petitioner respectfully requests an **Emergency Stay of Removal and Immediate Release from ICE custody.**

II. JURISDICTION

This Court has jurisdiction pursuant to:

- 28 U.S.C. §2241
- 28 U.S.C. §1331

Petitioner is detained at:

Aurora ICE Processing Center
Aurora, Colorado

This Court has jurisdiction because Petitioner is detained within this district.

III. PARTIES

Petitioner:

Norge Carralero Silvera
[redacted]

Respondents:

Field Office Director
U.S. Immigration and Customs Enforcement
Denver Field Office

Warden
Aurora ICE Processing Center
Aurora, Colorado

IV. PETITIONER BACKGROUND

Petitioner entered the United States on December 29, 2023.

Petitioner was released under Form I-220A.

Petitioner has complied with all immigration requirements.

Petitioner has no criminal record.

Petitioner has a valid Employment Authorization Document.

Petitioner has strong family ties in the United States.

Petitioner has a U.S. citizen fiancée who intends to file Form I-130 Petition for Alien Relative.

Petitioner intends to pursue asylum relief while his immigration case proceeds.

V. DETENTION HISTORY

On November 14, 2025 Petitioner attended an immigration court hearing related to his asylum case.

The case was dismissed and Petitioner was taken into ICE custody at the immigration court.

Petitioner was detained at Alligator Alcatraz detention facility.

On December 8, 2025 Petitioner was transferred to Aurora ICE Processing Center in Aurora, Colorado.

Petitioner has remained continuously detained since November 14, 2025.

VI. BOND HEARING

On February 25, 2026 an Immigration Judge granted bond to Petitioner.

Petitioner's family attempted to pay the bond.

The Department of Homeland Security refused to release Petitioner and stated they would appeal the Immigration Judge's bond decision.

DHS has applied an automatic stay of the Immigration Judge's bond order pending appeal.

As a result, Petitioner remains detained despite being granted bond.

The automatic stay may result in prolonged or indefinite detention while the appeal is pending.

Continued detention under the automatic stay violates due process and is unreasonable.

VII. GROUNDS FOR RELIEF

Ground One

Unlawful Detention

Petitioner's continued detention after being granted bond is unlawful.

The Immigration Judge determined Petitioner is not a danger and not a flight risk.

Continued detention violates the Fifth Amendment Due Process Clause.

Ground Two

Violation of Due Process

Petitioner is being deprived of liberty without lawful justification.

The refusal to release Petitioner after bond approval violates due process protections.

Ground Three

Irreparable Harm

Petitioner suffers emotional and psychological hardship due to prolonged detention.

Petitioner's family is suffering significant hardship.

Petitioner risks removal before judicial review.

VIII. EMERGENCY STAY OF REMOVAL

Petitioner respectfully requests an Emergency Stay of Removal.

Removal before this Court reviews this petition would cause irreparable harm.

Petitioner intends to pursue lawful immigration relief.

IX. REQUEST FOR RELIEF

Petitioner respectfully requests that this Court:

1. Grant Emergency Stay of Removal
2. Order Immediate Release

OR

3. Order ICE to honor the Immigration Judge's bond order
4. Grant any other relief deemed proper.

X. DECLARATION

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

Petitioner:

Norge Carralero Silvera

[redacted]

Filed on behalf of Petitioner by:

Ashley Leyva

818-826-8039

Signature:

Date: March 2, 2026