

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
COLUMBUS DIVISION

LETA, MIBE JAMES MBAVU

A# [REDACTED]
Petitioner,

Civil Action No: 4:26-cv-357

v.

OFFICE OF CHIEF COUNSEL, DHS/ICE
ATTORNEY GENERAL

JASON STREEVAL Warden Stewart Detention Center,

EMERGENCY PETITION FOR A WRIT OF HABEAS CORPUS PURSUANT TO
28 U.S.C. § 2241, AND DISCRETIONARY BOND PURSUANT TO 8 U.S.C. § 1226(a).

Petitioner LETA, MIBE JAMES MBAVU hereby petitions this Court for a writ of Habeas Corpus to remedy petitioner's unlawful detention by respondents and to enjoin Petitioners continued unlawful detention by respondents and states as follows:

Petitioner is a Native and Citizen of Dem. Republic of Congo who entered the United States in December of 2018 and has lived in the U.S. continuously since then, and is not an arriving Alien.

Petitioner applied for a Custody re-determination Hearing on February 26, 2026 so that he could continue with his Asylum claim from outside and used these cases as reference Garcia v. Noem, 2025 U.S. Dist. LEXIS 214695 and J.A.M. v. Streeval, 2025 U.S. Dist LEXIS 215437 No. 4:25-cv-342-CDL, 2025 WL 3050094 (M.D. Ga. Nov. 1, 2025), and the Court and Judge erroneously applied the broad interpretation of 8 U.S.C. § 1225(b)(2) which do not apply to the Petitioner because he is not an arriving Alien.

Respondents argue that he is not entitles to a Bond due to the Laken Riley Act given his pending charges for misdemeanor larceny, which do not apply to him, firstly because the alleged larceny occurred on March 6, 2024 which is well before the Laken Riley Act was passes on January of 2025.

In addition to the alleged date the Laken Riley Act states that this provision is for individuals that pass a threshold of \$100.00 which the petitioner failed to do. The alleged larceny incident in petitioners case was \$50.00 which is well below the \$100.00 requirement necessary to satisfy a claim under the Laken Riley Act, which is in the process of being dismissed by legal Council now.

Petitioner should be allowed the opportunity for a pre-removal release while the removal proceedings are pending, especially when your are innocent until proven guilty in this magnificent Country the United States of America.

FILED MAR 9 2026
MDCG-COL

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COLUMBUS DIVISION

LETA, MIBE JAMES MBAVU

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Petitioner,

Civil Action No: _____

v.

OFFICE OF CHIEF COUNSEL, DHS/ICE

PAM BONDI ATTORNEY GENERAL

KRISTI NOEM Secretary of Department of Homeland Security;

JASON STREEVAL Warden Stewart Detention Center,

MOTION TO PROCEED INFORMA PAUPERIS PURSUANT TO
18 U.S.C. §3006A and PURSUANT TO 28 U.S.C. §2241

COMES NOW, the Petitioner LETA, MIBE JAMES MBAVU pro se' and files this Motion in a timely manner.

The Petitioner files this Motion to proceed Informa Pauperis and states as follows:

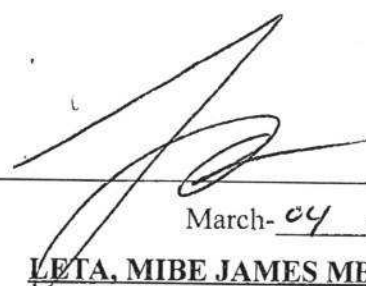
The defendant is indigent and has no monies, employment or income as he has been detained by DHS/ICE since February 8, 2026 and has remained in custody at Stewart Detention Center at 146 CCA Rd. Lumpkin, GA 31815. Petitioner Humbly asks this Court to accept this motion and waive any and all cost associated with the proceedings and appointment of Counsel in this case at Bar and allow him to proceed Informa Pauperis as he is indigent.

(See fee waiver form attached)

PRAYER FOR RELIEF

THEREFORE, Petitioner prays that this Court grant the following relief:

1. Assume jurisdiction over the matter;
2. Grant the Petitioner a Habeas Corpus directing respondents to allow petitioner a *Bond*.
3. Award Petitioner's Attorney fees and cost under the Equal Access to Justice Act("EAJA"), as amended, 5 U.S.C. §2412, and on other basis justified under law; and
4. Grant any other form of relief this court deems proper.

X 
March- 04 -2026

LETA, MIBE JAMES MBAVU

DETAINED A 

Stewart Detention Center

146 CCA Rd.

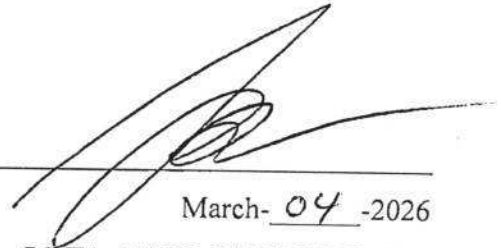
Lumpkin, GA 31815

CERTIFICATE OF OATH

I Swear under Penalty of Perjury from the United States of America if this Motion is found to be false, frivolous, or made in bad faith. I also swear that this motion is true to the best of my knowledge.

I further state that this motion is not a copy of a motion that has been ruled on nor has it been deposed of by this Court.

I Swear that this motion has been prepared with the assistance of personnel at Immigration Connection and **everything that is said in the following motion is true.**

X 

March- 04 -2026

LETA, MIBE JAMES MBAVU

DETAINED A# 

Stewart Detention Center

146 CCA Rd.

Lumpkin, GA 31815

CERTIFICATE OF SERVICE

I **Swear**, that a true and correct copy of the following Motion has been placed in the hands of an institution official to be furnished and forwarded by first class mail to the following parties listed below on ~~January~~ ^{March} 04, 2026

CLERK OF COURTS

1. U.S. DISTRICT COURT

For the Middle District of Georgia

Columbus Division

P.O. BOX 124

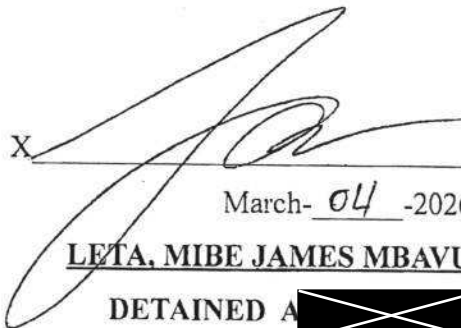
Columbus, GA 31902

2. Office Of Chief Counsel DHS/ICE

Stewart Detention Center

146 CCA Rd.

Lumpkin, GA 31815

X 
March- 04 -2026
LETA, MIBE JAMES MBAVU
DETAINED A 

Stewart Detention Center

146 CCA Rd.

Lumpkin, GA 31815