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

UNITED STATES DISTRICT COURT
for theOu Luang Saelee
Petitioner

v.

Marcelo Villegas - Warden, Bluebonnet,
D.H.S./ICE
Respondent
(name of warden or authorized person having custody of petitioner)Case No. 1:26-cv-000105
(Supplied by Clerk of Court)

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

Personal Information

1. (a) Your full name: Ou Luang Saelee
(b) Other names you have used: N/A
2. Place of confinement:
(a) Name of institution: Bluebonnet Detention Center
(b) Address: 400 E. 2nd St.
Anson, TX 79501
(c) Your identification number: [REDACTED]
3. Are you currently being held on orders by:
☒ Federal authorities ☐ State authorities ☐ Other - explain:
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: N/A
(b) Docket number of criminal case: N/A
(c) Date of sentencing: N/A
☒ Being held on an immigration charge
☐ Other (explain): N/A

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)

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- ☐ 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): N/A

6. Provide more information about the decision or action you are challenging:

(a) Name and location of the agency or court: BlueBonnet Detention Center
400 E. 2nd St. Anson, Tx. 79501

(b) Docket number, case number, or opinion number:

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):

The revoking of my O.S.U.P and bringing me back into ICE custody in violation of the United State Constitution and The Administrative Procedure Act.

(d) Date of the decision or action: November 10, 2025

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: N/A

8. **Second appeal**

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

☐ Yes ☒ No

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(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: N/A

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

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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: November 10, 2025
(b) Date of the removal or reinstatement order: April 17, 2006
(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes ☒ No

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If "Yes," provide:

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

(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

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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: My unlawful detention is in violation of the Due Process Clause of the Fifth Amendment to the United States Constitution.

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

Ice revoked my OSUP without a prior/post written notice, an explanation pertaining to the reasons why, or an Initial Informal Interview. Not even an opportunity to respond. To be heard.

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

☒ Yes

☐ No

GROUND TWO: My unlawful Detention is in violation of Section 702 of The Administrative Procedure Act for failing to comply with 8 C.F.R. § 241.13(i)

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

Ice violated their own regulations by not providing me a sufficient notice prior to the revocation of my release. I have not recieved "a prompt interview" an Initial Informal Interview or an opportunity to respond. Even in changed circumstances, this determination must be made prior to my revocation.

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

☒ Yes

☐ No

GROUND THREE: The unlawful 90 day detention is in violation of Section 702 of the Administrative Procedure Act for failing to comply with 8 C.F.R. § 241(a)(3) and 241.4(i)

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

I did not violate any conditions while out on an Order of Supervision. I have not recieved a notice or an Informal Interview of any kind. And Ice failed to conduct a post-order custody review at the 90 days mark as required by regulations.

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

☒ Yes

☐ No

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GROUND FOUR: My continued detention violates 8 U.S.C. § 1231(a) and *Zadvydas v. Davis*, 533 U.S. 678, 699, 121 S. Ct. 2491, 150 L. Ed. 2d 653 (2001).

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

My statutory removal period expired almost 2 decades ago. I have followed all conditions required by ICE. My detention has become unconstitutionally prolonged because respondents can not show that my removal is significantly likely to occur in the reasonably foreseeable future.

(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: N/A

Request for Relief

15. State exactly what you want the court to do: I would like the court to order:
1. My immediate release from custody under conditions of my OSVP.
 2. Prohibiting my re-detention absent an executable travel document.
 3. Requiring adequate notice and an opportunity to be heard at a meaningful time before any future deprivation of liberty.

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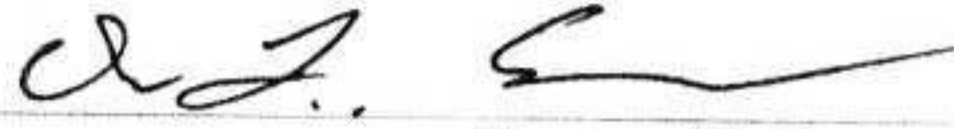
Declaration Under Penalty Of Perjury

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

Feb. 26, 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. 26, 2026



Signature of Petitioner

Signature of Attorney or other authorized person, if any

BRIEF

My name is Ou Luang Saelee with A# [REDACTED], my family escaped from Laos after the secret war and migrated to Thailand. On June 1, 1976 they were granted Asylum and placed in a refugee camp. "See exhibit #2". On [REDACTED] 1983, I was born. By November of 1986, My family was sponsored through the International Rescue committee and brought to the United states through San Francisco CA. "See exhibit 3 & 4". Not long after, I became permanent Resident. In February, of 2003, I was convicted of a possession of a firearm California penal code 12021 (E) (PC) and possession of ammunition California Penal code 12316 (B) (I) (PC). On march 28, 2006 I was released from California department of corrections straight into Ice custody. On April 17, 2006 I was given a final order of removal by an Immigration judge in Eloy, Arizona. "See exhibit 5". In mid-July of 2006, I was released on an Order of supervision due to the fact that Laos & the United states do not have a formal repatriation agreement, Ice failed to obtain travel documents for me & the removal period had expired.

In the 19 years out on an order of supervision, I turned my life around. On June 27, 2008 I received a "Certificate of Recognition" for my achievements from Mayor Edward J. Chavez (City of Stockton) "See exhibit 6", Chief Deputy Secretary Bernard Warner (California Department of Corrections and Rehabilitation) "See exhibit 7" and Dennis Cardoza (Member of Congress). "See exhibit 8" A year later, I met my wife and her son. Both U.S. born citizens." See exhibit 9&10" We got married on July 16, 2010. "See exhibit 11" We now have 3 daughters together. A 11-year-old, "See exhibit 12" and 7-year-old twins." See exhibit 13 & 14" My twins were born with health issues so my wife stays home to care for them. I am the primary provider in my family. I started my own business as a private contractor in the telecommunications field. I pay my taxes and I file my taxes yearly. Since my re-detainment, it has been a hardship on my family. Emotionally, psychologically, and financially.

On November 10, 2025, I went in for a routine check-in and was detained. "See exhibit 15" Within a 12-hour period, I was detained, got halfway processed, and transported from O.K.C., Oklahoma to Anson, TX. While being processed by arresting Ice agent, "Joshua Hailey," a transporting agent gave me some papers to sign & said that, "I'll have a chance to read it later." Then handcuffed me & put me on a bus. He instructed agent "Joshua Hailey" to finish the rest of the paper work later. I was not given a prior written notice, or an explanation as to the reason why my release was being revoked. I was not provided a prompt interview. An informal interview or any opportunity to respond/contest to the reason for my revocation. All I was told is that, "I have an existing order of removal, and I'm sorry to tell you that today is the day." His exact words. I have not been provided a copy of any documents pertaining to my revocation. On November 17, 2025, I contacted Ice regarding my situation. On November 20, of 2025 Ice responded with, "No Update yet." I contacted Ice again of February 11, 2026 (which is 4 days past my 90-day removal period) about my situation. On February 13, 2026, Ice responded with, "Your travel is being scheduled, but you not have a confirmed removal flight as of today." When asked to speak to an Ice agent about my situation, Ice responded on the 18 of February saying that someone will be by shortly to speak with me. Till date, no agent has come to talk to me, nor have I been made aware of any travel documents being processed by the Laos government or any government.

1. Due Process Clause of the 5th amendment

Ice re-detained me in November 2025 without notice, or an opportunity to challenge their grounds for revocation, after previously releasing me from custody. This conduct violates the fundamentals requirements of due process that a person be afforded notice and opportunity to be heard "at a meaningful time and a meaningful manner" when revoking a protected liberty interest.

Mathews V. Eldridge, 424 Us. 319, 333,96 S. Ct. 893, 47 L. Ed.2d 18 (1976)

2. 241.13 (i)

Ice revoked my order of supervision in disregard to their own regulations. I was not provided a sufficient notice prior to the revocation of my release nor have I been given a "prompt Interview" an initial informal interview. Not even an opportunity to be heard. Ice has had over 19 years to remove me but has failed to do so. Ice has not made clear whether they possess all the necessary travel documents required to remove me to Laos. And Ice has not confirmed if there is an actual removal flight for me. I have reasons to believe that there is no significant likelihood that they can remove me in the reasonable foreseeable future. "See exhibit 1 pg.1-3 of 5 (II. Response to Ice claims "III Travel documents pp. 4-12")

I am ethnically lu-mien and was born in a refugee camp in Thailand in 1983. "See exhibit 2" I do not speak Laos and I have never been to the country of Laos. I am stateless. Even though respondents state that I am a citizen of Laos based on the fact that I was born to the parents of Laos citizens. However, the Lao government will not accept or recognize me as a citizen of Laos "See exhibit 1 (declaration of Thao Ha, PhD pg. 3&4 of 5 IV. Errors in assumptions pp 13-14)

Till this day Laos & the United States do not have a formal repatriation agreement. Laos has historically not accept deportees who were to born to Laotian parents in refugee camps outside of Laos. Unless the deportee has living relatives in Laos. Because there was no way to determine those deportees citizenships. And the hand full that was accepted back, Laos does not treat them as their citizens. "See Exhibit 1 V conditions upon arrival pg. 4-5 of 5 pp.15-17" It appears that Laos has begun accepting more deportees this past year (2025) But DR. Has declaration states that it is not clear what criteria it considers when making a determination to whether it will accept the deportee "See exhibit 1 Declaration of Thao Ha PHD pg. 1-5.

3. Post-order custody review

Ice failed to conduct a post order custody review at the 90 days mark as required by regulations, constitutes a denial of due process.

4. Violation of 8 U.S.C 1231 (a) and Zadvydas V. Davis

My detention has become unconstitutionally prolonged because Ice cannot show that my removal is significantly likely to occur in the reasonable future. My statutory removal period expired almost 2 decades ago. The "Zadvydas clock" started on April 17, 2006, the day I received my final order of removal. Around July 20th- 21st of 2006, I was released on an order of supervision which is a few days

after the 90-day removal period. Ice failed to obtain travel documents since the Laos consulate refused to recognize me as a citizen. there is no indication that I am in fact, a Laos citizen and that I have no meaningful connection to that country. It has been over 19 years since my release on OSUP. During that time, Ice has not provided any evidence of travel documents from Laos. I was re-detained by Ice on November 10, 2025 to present which is now 106 days, "16 days past this 90-day removal period." So that's a total of 194 days and counting "while in detention. And yet, I have not received a case review or any kind of interview I believe that I have met the requirements under Zadvydas. These are some cases similar to my situation & was granted relief after the findings, supporting the facts I have set in this case.

- Abubaka V. Bondi, 2025 U.S. Dist. Lexis 225914
- Nguyen V. Scott, 2025 U.S. Dist. Lexis 142875
- Hoac V. Becerra, 2025 U.S. Dist. Lexis 136002
- Chun Yat Ma V. Asher, 2012 U.S. Dist Lexis 58082
- Phommachak V. Wesling 2026 U.S. Dist. Lexis 11042

In all these the similarities Ice violating the constitution & the administrative procedure act & the Zadvydas V. Davis case findings.

I plead to the courts to please this petition and grant my requests if petition is approved. There is a significant likelihood that respondents would seek yo "again" re-detain me unlawfully because I fall under ICE's aggressive national enforcement targets "Non-citizens with past criminal convictions."

If granted, I seek:

1. Immediate release from custody under conditions of my order of supervision.
2. Prohibiting re-detention absent an executable travel document.
3. Requiring adequate notice and an opportunity to be heard at a meaningful time before any future deprivation of liberty.

Please review this petition. Thank you in advance.

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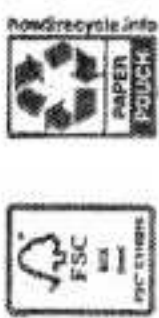
PETITION FOR A WRIT OF HABEAS CORPUS UNDER 28 U.S.C. § 2241

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.

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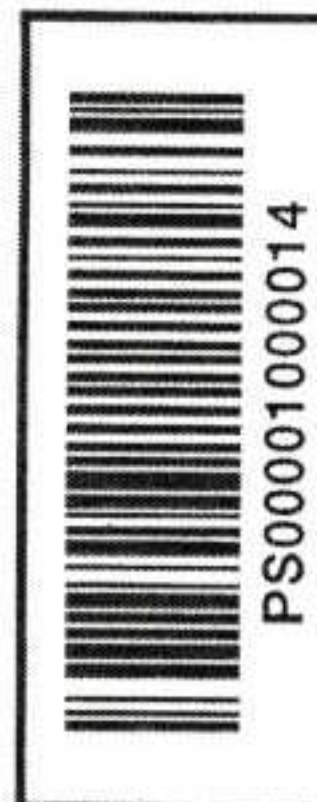
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