UNITED STATES DISTRICT COURT
DISTRICT OF COLORADO

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO
MAR 18 2026
JEFFREY P. COLWELL
CLERK

Petitioner:
Gerson Iván Rivera Fernández
[redacted]

v.

Respondent:
Director, ICE / Warden of the Detention Facility

PETITION FOR WRIT OF HABEAS CORPUS
(28 U.S.C. § 2241)

Petitioner, Gerson Iván Rivera Fernández, respectfully petitions this Court for a Writ of Habeas Corpus and states the following:

1. Petitioner is currently detained by U.S. Immigration and Customs Enforcement (ICE) at the Aurora Immigration Detention Facility in Aurora, Colorado.

2. Petitioner has been detained since January 25, 2026, and remains in custody without a meaningful opportunity to request release on bond.

3. Petitioner has no criminal history, has lived in the United States for many years, and has strong family and community ties in the United States.

4. Continued detention without a bond hearing violates Petitioner's rights under the Due Process Clause of the Fifth Amendment.

5. Petitioner is not a danger to the community and is not a flight risk. He has demonstrated good moral character and strong ties to his family and community.

6. Petitioner respectfully asks this Court to order an individual bond hearing before an immigration judge, or alternatively order Petitioner's release under appropriate conditions.

SUPPORTING EVIDENCE

Petitioner attaches the following exhibits in support of this petition:

Exhibit A – Proof of residence and long-term presence in the United States, including rental agreements and address records.

Exhibit B – Letters of support from family members and community members attesting to Petitioner's good character.

Exhibit C – Evidence of family ties in the United States, including family photographs and documentation of household relationships.

Exhibit D – Evidence of good moral character and community support.

These documents demonstrate Petitioner's strong ties to the community, his good character, and that he is not a danger to the public nor a flight risk.

—

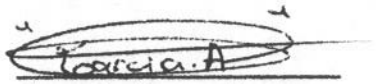
RELIEF REQUESTED

WHEREFORE, Petitioner respectfully requests that this Court:

1. Grant this Petition for Writ of Habeas Corpus;
2. Order an immediate bond hearing before an immigration judge; or
3. In the alternative, order Petitioner's release from detention under reasonable conditions.

—

Respectfully submitted,



Alexandra Herrera Garcia
(on behalf of Petitioner, pro se)

2700 W C St Lot 2
Greeley, Colorado 80631
Phone: 970-556-4857

02/03/2026

To Whom It May Concern / Immigration Judge:

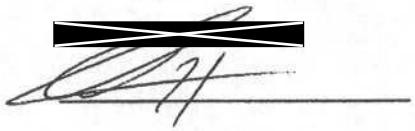
My name is [redacted] and I am the father of [redacted]. I have known Gerson Iván Rivera Fernández for several years, and I consider him like another son. I hold him in great affection because he has consistently lived up to the kind of man I wish for my daughter and granddaughter.

Gerson is an excellent friend and partner, a dedicated father who has provided love and care to my granddaughter even though she is not his biological child. He is also an outstanding provider and hardworking individual, who fights diligently to support his family in every way.

I fully support Gerson and attest to his good character, responsibility, and dedication to his family and community.

Sincerely,

[redacted]



02/05/2026

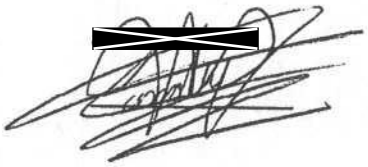
To Whom It May Concern / Immigration Judge:

My name is J[redacted], and I am a cousin of Gerson Iván Rivera Fernández. From the moment I arrived in this country, Gerson was one of the first people to offer me his help and support, and I have always appreciated his generosity.

Gerson is a good father, friend, and partner, known for being fun, charismatic, and tolerant in all situations. He is always willing to help others, no matter the circumstances. To this day, we maintain a close relationship, sharing special dates and meaningful moments together.

I fully support Gerson and attest to his good character, generosity, and commitment to his family and community.

Sincerely,



02/09/2026

To Whom It May Concern / Immigration Judge:

We are [redacted], the parents of Gerson Iván Rivera Fernández, and we are writing to share what we know about his character and the person he has become.

Gerson faced great challenges from a young age. When he was 11, his mother had to leave the country, and he grew up with his maternal grandparents. His father lived nearby but could not provide a stable home. Despite these hardships, Gerson grew into a strong, responsible, and caring young man.

As a teenager, he worked alongside his father in the coffee fields, learning the value of hard work, perseverance, and dedication. By the age of 16, he moved to a new city to seek employment and create a better future for himself. From a child with many obstacles, he became a man of integrity, compassion, and unwavering responsibility.

Today, Gerson is a loving father, devoted partner, and honest, hardworking individual. He cares deeply for his family, treats others with respect, and always does his best to support and provide for those he loves. His life story is one of resilience, courage, and commitment.

We are proud of him and attest to his good character, moral integrity, and dedication to his family and community. Gerson's strength and heart make him a person the Court can trust and respect.

Sincerely,

[redacted]

[redacted]

01/28/2026

To Whom It May Concern / Immigration Judge:

My name is [redacted], and I Am the partner of Gerson I Rivera Fernandez. I am writing to share my personal knowledge of Gerson Rivera, who has been a loving and supportive presence in my life and in the life of my daughter.

Gerson has been a constant source of love, care, and stability for my daughter, even though she is not his biological child. He has stepped into the role of a father with patience, devotion, and unconditional love, always putting her needs first and guiding her with kindness and understanding.

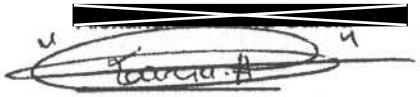
As a partner, Gerson has been compassionate, reliable, and hardworking. He has always made sure that our family's needs are met, providing for us with dedication and integrity, even during difficult times. Beyond his responsibilities, he brings joy, humor, and positivity into our lives, making our home a place of love and support.

I trust Gerson completely and can say without hesitation that he is a man of exceptional character, responsibility, and moral integrity. His presence has been invaluable to our family, and I know that he will continue to be a loving father and partner, contributing positively to our lives and to the community.

I respectfully ask the Court to consider his good character, dedication to his family, and unwavering support as you review his case.

Sincerely,

[redacted]



CERTIFICATE OF SERVICE

I certify that on this day I mailed a copy of this Petition for Writ of Habeas Corpus and supporting documents by U.S. Mail to the following parties:

United States Attorney's Office
District of Colorado
1801 California Street, Suite 1600
Denver, CO 80202

Warden
Aurora ICE Processing Center
3130 North Oakland Street
Aurora, CO 80010

Date: 03/13/2026

Alexandra Herrera Garcia
(on behalf of Petitioner, pro se)