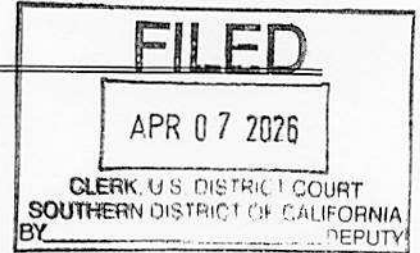


AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT
for the



Andres Fernando Garcia
Petitioner

OTAY MESA DETENTION CENTER
P.O. Box 439049 SAN DIEGO
CA 92149-049
Respondent

(name of warden or authorized person having custody of petitioner)

Case No.

(Supplied by Clerk of Court)

'26CV2197 RBM MMP

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

Personal Information

1. (a) Your full name: Andres Fernando Garcia Santacruz
(b) Other names you have used: Andres Fernando Garcia Santacruz
2. Place of confinement:
(a) Name of institution: OTAY MESA
(b) Address: OTAY MESA DETENTION CENTER P.O. Box 439049
SAN DIEGO CA 92149-049
(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: _____
(b) Docket number of criminal case: _____
(c) Date of sentencing: _____
☒ Being held on an immigration charge
☐ Other (explain): _____

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): _____

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

(a) Name and location of the agency or court: _____

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

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

(d) Date of the decision or action: _____

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: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not appeal: There WAS NO DECISION
MADE ON MY CASE

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: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

NONE

(b) If you answered "No," explain why you did not file a second appeal: _____

HAS BEEN MADE ON MY CASE

NO DECISION

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: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

NONE

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

HAS BEEN MADE

NO DECISION

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: _____

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

NONE

- (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: _____

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

NONE

- (c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: I WOULD LIKE TO REQUEST

A REDETERMINATION OF MY DETENTION

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

☒ Yes

☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: 03 - 14 - 2026

(b) Date of the removal or reinstatement order: NONE

(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: _____

(2) Case number: _____

(3) Result: _____

(4) Date of result: _____

(5) Issues raised: _____

NONE

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

☐ Yes

☒ No

If "Yes," provide:

(1) Name of court: _____

(2) Date of filing: _____

(3) Case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

NONE

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: _____

(b) Name of the authority, agency, or court: _____

NONE

(c) Date of filing: _____

(d) Docket number, case number, or opinion number: _____

(e) Result: _____

(f) Date of result: _____

(g) Issues raised: _____

NONE

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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:

NONE

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

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

☐ Yes

☒ No

GROUND TWO:

NONE

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

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

☐ Yes

☒ No

GROUND THREE:

NONE

(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

(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:

NONE

Request for Relief

15. State exactly what you want the court to do:

I WOULD LIKE A REDETERMINATION
OF MY DEAINEMENT (A BONO HEARING) OR
MY IMMEDIATE RELEASE WITH THE LOWEST(S) MINIMUM
PAYEMENT THIS DETENTION IS CAUSING HAROSHIP
UPON ME and my Family I've ATTACHED A LETTER
OF SUPPORT explaining my situation and WHY
I SHOULD BE RELEASED

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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:

03/27/2026

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:

03/27/2026



Signature of Petitioner

NONE

Signature of Attorney or other authorized person, if any



MR GARCIA SANTACRUZ ANDRES

03-26-2026

I GARCIA SANTACCRUZ ANDRES WOULD LIKE TO ASK FOR A BOND HEARAING.
I AM A YOUNG MAN 25 YEARS OF AGE WITH BIG RESPONSABILITIES AND
OBLIGATIONS I ENERED THIS COUNTRY ILLEGALLY AND I AM VERRY SORRY
BUT THAT WAS THE ONLY OPTION I HAD.I WOULD OF RATHER CAME IN LEGALLY BUT
I DIDN'T HAVE THAT OPTION NOW I AM DETAINED AT OTAY MESA
MY DTENTION IS CAUSING HARDSHIP TO MY FAMILY AND ME IT'S HARMING ME
MENTALLY I AM A HUMBLE HARDWOWKING YOUNG MAN WITH A LOT
OF HOPES DREAMS AND AMBITIONS I WOULD LIKE A FAIR CHANCE TO LIVE WITH
DIGNITY RESPECT TO BE ABLE TO PROVIDE FOR MY ILL MOTHER WHO
SUFFERS FROM LIVER AND KIDNEY DISEASE I AM THE ONLY PROVIDER I WOULD
LIKE A CHANCE TO LIVE THE AMERICAN DREAM TO LIVE FREE .
I AM TYPING THIS HEATBROKEN AND WITH TEARS IN MY EYES I AM BEING TRATED
LIKE A CRIMINAL AND I DON'T DESERVE IT I AM ASKING FOR YOUR HELP TODAY
PLEASE HELP ME AND RECONSIDER MY DETENTION.

SINCERELY

YOURS GARCIA SANTACRUZ ANDRES

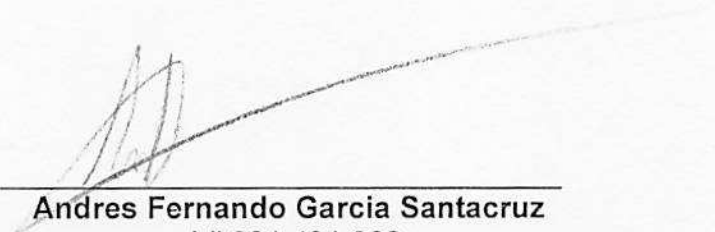
**U.S DISTRICT COURT
SOUTHER OF CALIFORNIA**

My name is **Andres Fernando Garcia Santacruz**, ecuatoriano nationality, with ID number [REDACTED] with due respect, I am writing to if possible, be provided with an attorney to represent me in this Habeas corpus petition, because the legal process is difficult for me. As I lack the resources to pay for one, I have been detained for 15 days in the detention center and I have not earned any money. Which is why I need the assistance of a lawyer, I thank in advance for any attention that may be given to this request.

Sincerely

Date:

03-26-2026



Andres Fernando Garcia Santacruz

A# 221 421 069

Otay Mesa Detention Center

P.O BOX 439049

San Diego CA 92143-9049

Pod: F 107 D