

Mahmoud Idris

NAME

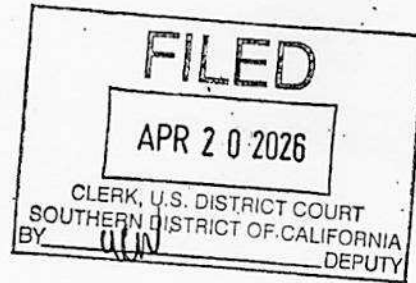
PRISON NUMBER

Imperial Regional Detention Facility

PLACE OF CONFINEMENT

1572 Gateway R.d. Calexico CA 92231

ADDRESS



United States District Court
Southern District Of California

Mahmoud Idris

(FULL NAME OF PETITIONER)

Petitioner

v.

Warden Jeremy Casey

(NAME OF WARDEN, SUPERINTENDENT, JAILOR, OR AUTHORIZED
PERSON HAVING CUSTODY OF PETITIONER, E.G. PAROLE OFFICER)

Respondent

and

The Attorney General of the State of
California, Additional Respondent.

Civil No. '26CV2494 JLS SBC

(TO BE FILLED IN BY CLERK OF U.S. DISTRICT COURT)

PETITION FOR WRIT OF HABEAS CORPUS

UNDER 28 U.S.C. § 2241

1. 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 or case number (if you know): _____

(c) Date of sentencing: _____

☒ Being held on immigration charge

☐ Other (explain): _____

2. Are you currently being held on orders by:

☐ Federal authorities ☐ State authorities ☐ Other - explain:

Department of Homeland Security

3. What are you challenging in this petition:

☐ How your sentence is being carried out, calculated, or credited by prison or parole authorities

☐ Pretrial detention

☒ Immigration detention

☐ Detainer

☐ The validity of your conviction or sentence as imposed

☐ Disciplinary proceedings

☐ Other (specify): _____

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

(a) Name and location of the court or agency: Imperial Regional Court 1572
Gateway Road Calexico CA 92231

(b) Case number, docket number or opinion number (if you know): 

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

(d) Date of the decision or action: _____

5. Did you appeal the decision, file a grievance or seek an administrative remedy?

☐ Yes ☒ No

(a) If your answer to 5 was "Yes," give the following information:

(1) Name of court, agency or authority: _____

(2) Date of filing: _____

(3) Case number, docket number or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If your answer to 5 was "No," explain why you did not appeal: I did not appeal
because it will be futile

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

☐ Yes ☒ No

(a) If your answer to 6 was "Yes," give the following information:

- (1) Name of court, agency or authority: _____
- (2) Date of filing: _____
- (3) Case number, docket number or opinion number: _____
- (4) Result: _____
- (5) Date of result: _____
- (6) Issues raised: _____

(b) If your answer to 6 was "No," explain why you did not appeal: I did not appeal
because it would be futile

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

☐ Yes ☒ No

(a) If your answer to 7 was "Yes," give the following information:

- (1) Name of court, agency or authority: _____
- (2) Date of filing: _____
- (3) Case number, docket number or opinion number: _____
- (4) Result: _____
- (5) Date of result: _____
- (6) Issues raised: _____

(b) If your answer to 7 was "No," explain why you did not appeal: _____

8. State *concisely* every ground on which you claim that you are being held in violation of the constitution, law or treaties of the United States. Summarize *briefly* the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting same.

CAUTION: In order to proceed in the federal court, you must ordinarily first exhaust your available court remedies as to each ground on which you request action by the federal court. Moreover, if you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.

You should *raise in this petition all available grounds* on which you base your allegations that you are being held in custody unlawfully.

GROUND ONE: Illegal Detention
Zadvydas, 533 U.S. at 682

(a) Supporting FACTS (state *briefly* without citing cases or law) Section 241(a) of the Immigration and Nationality Act (INA), codified at 8 U.S.C. § 1231(a), authorize the detention of noncitizens who have been ordered removed from the U.S. Johnson v. Arteaga-Martinez, 596 U.S. 573, 575, 142 S.Ct. 1827, 213 L.Ed.2d 125 (2022). Under this statute, a noncitizen ordered removed must be detained for 90-days pending the government's effort to secure the noncitizen's removal through negotiations with foreign government. See 8 U.S.C. § 1231(a)(2). Section 1231(a)(6) "authorizes further detention if the government fails to remove the noncitizen during 90-days. Zadvydas, 533 U.S. at 682. The statute, however, is limited to a period reasonably necessary to bring about the noncitizens removal from the United States and does not permit indefinite detention.

I contend that my detention is not authorized by statute and due process because the 90-day removal period has expired and I have sufficiently demonstrated there is no significant likelihood that I will be removed in the reasonably foreseeable future.

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

☐ Yes ☒ No

GROUND TWO: There is no significant likelihood of my removal in the nearest foreseeable future.

(a) Supporting FACTS (state briefly without citing cases or law): After several months (7 month) in detention, several court proceeding. On January 8, 2026, my application for asylum, with holding of removal and convention against torture was denied due to the Immigration Judge saying I am subjected to the Asylum Cooperative Agreement with Uganda. The Immigration Judge ordered me removed to Uganda which I did not appeal that decision because I did not have the financial capability of hiring an attorney and I tried calling pro-bono attorney but non was able to help me appeal. Secondly I do not understand, read or write English language. I have been very cooperative with I.C.E each and every time they call me to sign for my removal proceeding to Uganda. During my court on January 8, 2026, I gave a sworn testimony indicating that I have never been to Uganda and I would not be safe any where in Africa. Additionally, I also expressed in court the fear that Uganda would hand me over to the very persecutors that I fled from Sudan and also I do not know anyone in Uganda and do not have any family ties there. There is no significant likelihood of my removal in the nearest foreseeable future by ICE to Uganda because there is no single migrant subjected to the Asylum Cooperative Agreement deported to Uganda, hence I do not believe I would be deported to Uganda.

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

☐ Yes ☒ No

GROUND THREE: _____

(a) Supporting FACTS (state *briefly* without citing cases or law): _____

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

☐ Yes ☐ No

GROUND FOUR: _____

(a) Supporting FACTS (state *briefly* without citing cases or law): _____

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

☐ Yes ☐ No

9. If any of the grounds listed in 4A, B, C, and D were not previously presented in any other court, state or federal, state briefly what grounds were not presented, and give your reasons for not presenting them:

10. Do you have any petition or appeal now pending in any court, either state or federal, as to the execution of sentence under attack?

☐ Yes ☒ No

11. Give the name and address, if known, of each attorney who represented you in the following stages of the execution of sentence attacked herein:

(a) In any post-conviction proceeding _____

(b) On appeal from any adverse ruling in a post-conviction proceeding _____

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

SIGNATURE OF ATTORNEY (IF ANY)

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

04/15/2026

(DATE)



SIGNATURE OF PETITIONER