FILED LODGED
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APR 23 2026
CLERK U S DISTRICT COURT
DISTRICT OF ARIZONA
BY DEPUTY

BASSOUM, AISSE - [redacted]
Name and Prisoner Number/Alien Registration Number
Eloy Detention Center
Place of Confinement
1705, East Hanna Road.
Mailing Address
Eloy, Arizona. 85131-AZ
City, State, Zip Code

(Failure to notify the Court of your change of address may result in dismissal of this action.)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

BASSOUM, AISSE,
(Full Name of Petitioner)

Petitioner,

v.

Eric Rokosky,
(Name of Warden, Jailor or authorized person having custody of Petitioner)

Respondent.

CASE NO. CV26-02830-PHX-SHR--MTM
(To be supplied by the Clerk)

PETITION UNDER 28 U.S.C. § 2241
FOR A WRIT OF HABEAS CORPUS
BY A PERSON IN FEDERAL CUSTODY

PETITION

1. What are you challenging in this petition?
   - [X] Immigration detention
   - [ ] Bureau of Prisons sentence calculation or loss of good-time credits
   - [ ] Probation, parole or supervised release
   - [ ] Other (explain): _____

2. (a) Name and location of the agency or court that made the decision you are challenging: EOIR - Executive Office for Immigration Review, Eloy, Arizona. AZ85131

   (b) Case or opinion number: A [redacted]

   (c) Decision made by the agency or court: Immigration Judge granted protection under the Convention against Torture.

   (d) Date of the decision: 12/15/2025 - December 15th 2025

3. Did you appeal the decision to a higher agency or court? Yes ☒ No ☐

If yes, answer the following:

(a) First appeal:

(1) Name of the agency or court: Board of Immigration Appeals

(2) Date you filed: 01/17/2026 - January 17th 2026

(3) Opinion or case number: [redacted]

(4) Result:

(5) Date of result:

(6) Issues raised:

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(b) Second appeal:

(1) Name of the agency or court:

(2) Date you filed:

(3) Opinion or case number:

(4) Result:

(5) Date of result:

(6) Issues raised:

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(c) Third appeal:

(1) Name of the agency or court:

(2) Date you filed:

(3) Opinion or case number:

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

4. If you did not appeal the decision to a higher agency or court, explain why you did not: _____

5. Other than the appeals listed above, have you filed any other petitions, applications or motions concerning the issues raised in this petition? Yes ☐ No ☒

If yes, answer the following:

(a) Name of the agency or court: _____

(b) Date you filed: _____

(c) Opinion or case number: _____

(d) Result: _____

(e) Date of result: _____

(f) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

6. **For this petition, state every ground on which you 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.

CAUTION: To proceed in the federal court, you must ordinarily first exhaust (use up) your available administrative remedies on each ground on which you request action by the federal court.

GROUND ONE: Prolonged ICE Detention:- My post order detention is unlawful under the precedent of Lazaro Maldonado Bautista et al. V. Ernesto Santacruz Jr et al. No. 5:25-cv-01873-SSS-BFM (C.D. Cal. 2025) on December 18, 2025. stating the District Court issued ruling that certain immigration detainees may be unlawfully detained.

(a) Supporting FACTS (Do not argue or cite law. Just state the specific facts that support your claim.):
On 12/15/25 an Immigration Judge granted me protection under Convention Against Torture.

I cannot be removed by ICE to my home country Mauritania due to the Immigration Judge order.

No third County options identified that is safe and ICE has offered no specific removal plan or release plan.

I have not refused or concealed my identity.

I have a confirmed sponsor and residence plan in New York.

I am not a flight risk and I do not have criminal history. I still remained detained.

I do not speak English, language barrier has made my detention situation diffult to ask the right assistance and communication.

(b) Did you exhaust all available administrative remedies relating to Ground One? Yes ☐ No ☒

(c) If yes, did you present the issue to:
- ☐ The Board of Immigration Appeals
- ☐ The Office of General Counsel
- ☐ The Parole Commission
- ☐ Other: _____

(d) If you did not exhaust all available administrative remedies relating to Ground One, explain why:
ICE custody reviews have only resulted in continued detention decision and there is no administrative process to challenge the ICE decision for continued detention and order my release.

GROUND TWO: Prolonged ICE Detention:- My prolonged detention violates the fifth Amendment due process clause, there is lack of concrete steps in my custody review.

(a) Supporting FACTS (Do not argue or cite law. Just state the specific facts that support your claim.):
I entered ICE custody on 11/04/2025 and remained detained smce then

The Immigration Judge granted me Convention Against torture on 12/15/2025.

My post order custody review began running till date and it is still ongoing discretionally.

I have not been interviewed but I remain available to ICE.

No release or removal date has been communicated.

No safe third country acceptance has been noted.

I am not a danger to the society.

I have a verified release address and sponsor that has been given to ICE and I still remain detained.

(b) Did you exhaust all available administrative remedies relating to Ground Two? Yes ☐ No ☒

(c) If yes, did you present the issue to:
- ☐ The Board of Immigration Appeals
- ☐ The Office of General Counsel
- ☐ The Parole Commission
- ☐ Other: _____

(d) If you did not exhaust all available administrative remedies relating to Ground Two, explain why:
There is no administrative remedy that can order release after my conviention against torture was granted when detention becomes prolonged.

GROUND THREE: Length of ICE Detention:- the detention condition is affecting my health I have been experiencing depression and unable to sleep most time due to the health situation of my parents and my tooth aches each time I go to medical they give me pain relieve but no lasting solution to cure my toothache and I need to visit a Dentist outside the facility.

(a) Supporting FACTS (Do not argue or cite law. Just state the specific facts that support your claim.):
I am currently experiencing sleepless nights.
I have backache and toothache since I was detained
This pains goes and returns back after short time of taking pain killers from medical but they stopped giving me the pain relieve medications even though I still have the pains.
The Dental personnel available at the medical in the detention offered to remove my teeth but I refused due to the fact that I do not trust the facility with my health.
Language barrier also makes it quite difficult to express my fears and worries about such procedure.

(b) Did you exhaust all available administrative remedies relating to Ground Three? Yes ☒ No ☐

(c) If yes, did you present the issue to:
- ☑ The Board of Immigration Appeals
- ☐ The Office of General Counsel
- ☐ The Parole Commission
- ☐ Other: _____

(d) If you did not exhaust all available administrative remedies relating to Ground Three, explain why:

GROUND FOUR: _____

(a) Supporting FACTS (Do not argue or cite law. Just state the specific facts that support your claim.):

(b) Did you exhaust all available administrative remedies relating to Ground Four? Yes ☐ No ☐

(c) If yes, did you present the issue to:

- ☐ The Board of Immigration Appeals
- ☐ The Office of General Counsel
- ☐ The Parole Commission
- ☐ Other: _____

(d) If you did not exhaust all available administrative remedies relating to Ground Four, explain why:

Please answer these additional questions about this petition:

7. Are you challenging your conviction or sentence in any of the grounds raised above? Yes ☐ No ☒
(Claims challenging a federal conviction or sentence may only be raised in a motion under 28 U.S.C. § 2255, unless the § 2255 motion is legally inadequate or ineffective.)

If yes, answer the following:

(a) Have you filed a motion under 28 U.S.C. § 2255? Yes ☐ No ☐

If yes, answer the following:

(1) Name of court: _____

(2) Case number: _____

(3) Opinion or case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(b) Explain why the remedy under § 2255 is inadequate or ineffective: _____

8. If this case concerns immigration removal proceedings, answer the following:

(a) Date you were taken into immigration custody: 11/04/2025

(b) Date of removal or reinstatement order: 12/23/2025

(c) Did you file an appeal with the Board of Immigration Appeals? Yes ☒ No ☐

(1) Date you filed: 01/17/2026

(2) Case number: A [redacted]

(3) Result: _____

(4) Date of result: _____

(5) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

(d) Did you file an appeal with the federal court of appeals? Yes ☐ No ☐

(1) Name of the court: _____

(2) Date you filed: _____

(3) Case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

Attach, if available, a copy of any brief filed on your behalf and a copy of the decision.

9. Petitioner asks that the Court grant the following relief: Assume Jurisdiction over this matter.
b) Issue an order to release petitioner under 8 U.S.C. §1226(a).
c) Grant the writ of Habeas Corpus and order petitioners immediate release or any and futher relief as the court deems just and proper.

or any other relief to which Petitioner may be entitled. (Money damages are not available in habeas corpus cases.)

I declare under penalty of perjury that the foregoing is true and correct and that this Petition for Writ of Habeas Corpus was placed in the prison mailing system on 04-16-2026 (month, day, year).

RM
Signature of Petitioner

Signature of attorney, if any

04/16/2026
Date

DECLARATION

I, Bassoum Aïsse – A[redacted], hereby declare under penalty of perjury that the following statements are true and correct.

My background

1. I was born in MAURITANIA on 12/31/1976
2. I entered the United States of America on 08/03/2023
3. I was placed in ICE custody on 11/04/2025
4. I have been in ICE custody since then November 2025
5. right now, I am detained at Eloy Detention Center, Eloy, Arizona.
6. the detention center is located in Eloy, Arizona.
7. I have been at this detention center since almost 6months – six months.
8. My removal order became final on pending Appeal with BIA.

I have asked to be released from custody.

9. While in detention, I have filed a parole request before ICE:

10. While in detention, I have filed custody review requests before ICE:

11. I have had custody review on the following dates:

12. ICE made the following decisions about my custody reviews:
Continued and indefinite detention ongoing and discretional.

I have cooperated with ICE to get my travel documents.

13. I have provided all the information about my sponsor and everything ICE has requested.

14. I have cooperated with ICE and/ or my home country consulate to produce my travel document:

15. I have asked an ICE officer about my removal through written forms and/ or through a

phone call:

16. ICE is not likely to be able to remove me to my country:

I have a sponsor in the U.S. willing to receive me

17. My sponsor is: Oumou Koudoul is my cousin and she is willing to receive me also to help me with my legal proceeding outside the facility. She works as a medical assistance at a hospital in New York.

18. Despite my full cooperation with ICE, and a sponsor willing and able to receive me in the U.S., I have been detained in ICE custody for over five months

19. I have been held for more than 4months months after my order of removal became final.

20. If released I will live with my sponsor in: [redacted]

21. I will cooperated and fulfill the conditions ICE establishes.

Signed: [signature]

Date: 04/16/2026

Certificate of Service: Delivered by Mail

I, BASSOUM ALSSE - A[redacted]

(Write your name)

certify that on the date below I placed a copy in of this document and all attachments in first-class mail to the recipients below:

ICE Field Office
2035 N. Central Avenue
Phoenix, AZ, 85004

U.S. Attorney for the District of AZ
Two Renaissance Square,
40 N. Central Ave., Suite 1800
Phoenix, AZ 85004-4449

Warden, Detention Center
Eloy Detention Center,
1705 East Houma Road, Eloy, Arizona. 85131
(insert the address of the detention center where you are being held above)

Signed: →

Date: 16 / 04 / 2026
Day / Month / Year