JEFFRY TOMAS RODRIGUEZ
A No. [redacted]
1100 Bowling Rd
Florence, AZ 85132

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APR 24 2026
CLERK U S DISTRICT COURT
DISTRICT OF ARIZONA
BY DEPUTY

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

JEFFRY TOMAS RODRIGUEZ,

Petitioner,

v.

Luis Rosa, Jr. in his official capacity as Facility Administrator of the Florence Correctional Center;

John Cantu, in his official capacity as Phoenix Field Office Director for U.S. Immigration and Customs Enforcement;

Todd Lyons, in his official capacity as Acting Director of U.S. Immigration and Customs Enforcement;

Markwayne Mullin, in his official capacity as Secretary of the Department of Homeland Security; and

Pamela Bondi, in her official capacity as Attorney General of the United States,

Respondents,

Case No. CV26-02859-PHX-JCH--JFM

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

UNITED STATES DISTRICT COURT
for the District of Arizona

JEFFRY TOMAS RODRIGUEZ
Petitioner,

v.

Luis Rosa Jr. et al.,
Respondent,
(name of warden or authorized person having custody of Petitioner)

Case No. _____
(supplied by Clerk of Court)

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

Personal Information

1. (a) Your full name: JEFFRY TOMAS RODRIGUEZ
   (b) Other names you have used: _____
2. Place of confinement:
   (a) Name of institution: *CoreCivic Central Arizona Florence Correctional Complex*
   (b) Address: *1100 Bowling Road*
   Florence, Arizona – 85132
   (c) Your identification number: _____
3. Are you currently being held on orders by:
   [X]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: _____
   [X]Being held on an immigration charge
   [ ]Other *(explain)*: _____

Decision or Action You Are Challenging

5. What are you challenging in this petition:
   [ ] How your sentencing is being carried out, calculated, or credited by prison or parole authorities (for example, revocation or calculation of good time credits)

[ ]Pretrial detention
[X]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: *Not applicable*
(b) Docket number, case number, or opinion number: *Not applicable*
(c) Decision or action you are challenging *(for disciplinary proceedings, specify the penalties imposed)*: *Not applicable*
(d) Date of the decision or action: *Not applicable*

Your Earlier Challenging of the Decision or Action

7. **First appeal**
Did you appeal the decision, file a grievance, or seek an administrative remedy?
[ ] Yes [X] No
(a) If "Yes" provide:
(1) Name of the authority, agency, or court: *Not applicable*
(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: *Not applicable*

8. **Second appeal**
Did you appeal the decision, file a grievance, or seek an administrative remedy?
[ ] Yes [X] No

(a) If "Yes" provide:

(1) Name of the authority, agency, or court: *Not applicable*

(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 file a second appeal: *Not applicable*

9. **Third appeal**

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

[ ] Yes [X] No

(a) If "Yes" provide:

(1) Name of the authority, agency, or court: *Not applicable*

(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 file a third appeal: *Not applicable*

10. **Motion under 28 U.S.C. § 2255**

In this petition, are you challenging the validity of your conviction or sentence as imposed?

[ ] Yes [X] 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 [X] No

If "Yes" provide:
(1) Name of court: *Not applicable*
(2) Case number:
(3) Date of filing:
(4) Result:
(5) Date of result:
(6) Issues raised:

(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 [X] No
If "Yes" provide:
(1) Name of court: *Not applicable*
(2) Case number:
(3) Date of filing:
(4) Result:
(5) Date of result:
(6) Issues raised:

(c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence:
Not applicable

11. **Appeals of immigration proceedings**
Does this case concern immigration proceedings?
[ ] Yes [X] No
If "Yes", provide:
(a) Date you were taken into immigration custody:
(b) Date of the removal or reinstatement order:
(c) Did you file with the Board of Immigration Appeals?
[ ] Yes [X] No

If "Yes" provide:
(1) Name of court: *Not applicable*
(2) Case number:
(3) Result:
(4) Date of result:
(5) Issues raised:

(d) Did you appeal the decision to the United States Court of Appeals?
[ ] Yes [X] No
If "Yes" provide:
(1) Name of court: *Not applicable*
(2) Date of filing:
(3) Case number:
(4) Result:
(5) Date of result:
(6) Issues raised:

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 [X] No
If "Yes", provide:
(a) Kind of petition, motion, or application: *Not applicable*
(b) Name of the authority, agency, or court:
(c) Date of filing:
(d) Docket number, case number, or opinion number:
(e) Result:
(f) Date of result:
(g) Issues raised:

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: Violation of Fifth (5th) Amendment "Due Process" clause and Violation of Administrative Procedures Act (A.P.A.) in I.C.E./ D.H.S. Not following it's own procedures and process in 8C.F.R. § 287.3 (c)-(d); which requires forms (I-200) or (I-205)"warrant" and or "following a warrant-less arrest, an alien arrested without warrant and placed in formal proceedings under section 238 or 240 of the Act will be advised of the reasons for his or her arrest and the right to be represented at no expense to the Government. **Petitioner was not informed nor given written reason for detainment, he has yet to be served any of the notices mentioned above.**

(a) *Supporting facts (Be brief. Do not cite case law.):* On December 29th, 2025 Petitioner was contacted by I.C.E./ D.H.S. While processing out of jail custody. After contact with ICE/DHS, he was not given (I-247 Detainer), (I-200) warrant, or I-286 "notice of custody Determination. Petitioner was not advised within 48 hours of a "warrant-less arrest"of "reason for detention",or advised of right to counsel, under 8C.F.R. § 287.3 (c)-(d) **Petitioner seeks immediate release.**

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

Yes No (X)

GROUND TWO: Violation of Fifth (5th) Amendment "Due Process" clause. Petitioner was released after having made contact with ICE/DHS agents when processing out of police custody, he was voluntarily not detained by ICE/DHS. By giving him a waiver he was given liberty, thus creating a liberty interest. Upon most recent detention, petitioner was not given a "Pre-Detention or pre-deprivation hearing", a day in court, consequently violating his constitutional rights.

(a) *Supporting facts (Be brief. Do not cite case law.):* On September 20th, 2017 ICE/DHS made contact with petitioner through interview and did not detain him. He was released voluntarily. After over 8 years of enjoying liberty, and having established a liberty interest, Petitioner once again made contact with DHS/ICE On December 29th, 2025. He was deprived of liberty without a Pre-Deprivation hearing, or provided an opportunity to present evidences why He should not be detained.

Petitioner seeks immediate release

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

Yes No (X)

GROUND THREE: _____

_____

_____

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

_____

GROUND FOUR: _____

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

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

Yes No (X)

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

Yes No (X)

14. If there are any grounds that you did not present in all appeals that were available to you, explain why you did not: _____

Request for Relief

15. *State exactly what you want the court to do: Petitioner requests this court to do*;

(1) assume jurisdiction;

(2) consider preliminary injunction;

(3) grant petition for Habeas Corpus

(4) order his immediate release to same terms of previous release

(5) Enjoin all respondents, their agents, officers, lawyers and restrict them from;

a. Re-detaining Petitioner without "Notice", and a Pre-deprivation hearing before a neutral arbiter.

b. Relocating or transferring Petitioner from this district before this court decides this case.

(6) Any other relief the court feels is appropriate and just

Declaration Under Penalty Of Perjury

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

April, 20, 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: April, 20, 2026

JK

Signature of Petitioner

Signature of Attorney or other authorized person, if any