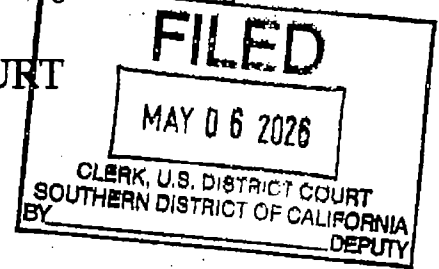


UNITED STATES DISTRICT COURT

for the

Southern District of Illinois



TREJO BLANCO KEVIN

Petitioner

(the name under which you were convicted)

v.

CHRISTOFER J. LAROSE SENIOR WARDEN,

OTAY MESA DETENTION CENTER

Respondent

(authorized person having custody of Petitioner)

Case Number: '26CV2862 JO MSB

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

Personal Information

1. (a) Your full name: TREJO BLANCO KEVIN
(b) Other names you have used: _____
2. Place of confinement:
(a) Name of institution: OTAY MESA DETENTION CENTER
(b) Address: 7488 CALZADA DE LA FUENTE
SAN DIEGO, CA, 92154
(c) Your identification number: 
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: _____
(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)

- ☐ 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: U.S. Immigration and customs enforcement(ICE)
OTAY MESA DETENTION CENTER SAN DIEGO, CA
(b) Docket number, case number, or opinion number: _____
(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):
Petitioner is challenging his prolonged and excessive detention without an individualized bond
hearing. Petitioner is requesting his immediate release from the custody or an alternative bond
hearing.
(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 _____

8. **Second appeal**

After the first appeal, did you file a second 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: _____

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

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: _____

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

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

If "Yes," provide:

(1) Name of court: _____

(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 ☒ No

If "Yes," provide:

(1) Name of court: _____

(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: _____

11. **Appeals of immigration proceedings**

Does this case concern immigration proceedings?

☒ Yes

☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: 10/21/2025

(b) Date of the removal or reinstatement order: _____

(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes

☐ No

If "Yes," provide:

(1) Date of filing: _____

(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

☒ No

If "Yes," provide:

(1) Name of court: _____

(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 ☒ No

If "Yes," provide:

(a) Kind of petition, motion, or application: _____

(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.

GROUND ONE: PROLONGED AND EXCESSIVE DETENTION IN VIOLATION OF DUE PROCESS

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

I have been subjected to prolonged and excessive immigration detention in violation of the due process clause of United States Constitution. Although immigration detention is civil and not intended to be punitive, my detention has far exceeded any reasonable purpose. As a result, my detention has become excessive, arbitrary and unconstitutional.

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

☐ Yes ☒ No

**GROUND TWO: I DO NOT POSE DANGER TO THE COMMUNITY AND CONTINUED
DETENTION IS UNJUSTIFIED.**

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

Please see attached continuation of ground two.

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

☐ Yes

☒ No

**GROUND THREE: MY CONTINUED DETENTION IS PUNITIVE, EXCESSIVE AND NO LONGER
SERVES A LEGITIMATE CIVIL IMMIGRATION PURPOSE.**

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

Please see attached continuation of ground three.

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

☐ Yes

☐ No

GROUND FOUR: I AM NOT A FLIGHT RISK AND CONTINUED DETENTION IS UNJUSTIFIED.

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

Please see attached continuation of ground four.

(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: I did not previously present these grounds because I was detained, unrepresented and lacked meaningful access to legal resources. I was unable to adequately understand or raise these constitutional claims earlier.

Request for Relief

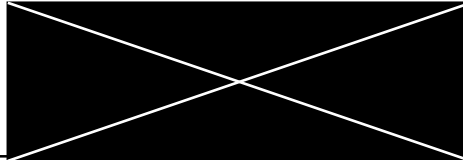
15. State exactly what you want the court to do: I respectfully request that the court order my immediate release or a bond hearing from immigration detention. As my Continued Detention is Excessive and no longer serves a legitimate civil immigration purpose. Petitioner is requesting the court to give him Federal Defenders lawyer since he have been detained for no reason and petitioner does not have funds to pay to the lawyer. Petitioner is requesting for his immediate release from the custody or an alternative bond hearing.

Declaration Under Penalty Of Perjury

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

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: 04/30/2026

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Signature of Petitioner

Signature of Attorney or other authorized person, if any

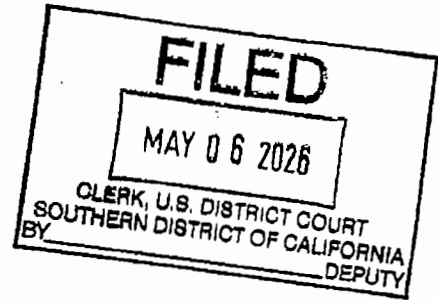
**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

Re: Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241

Petitioner: TREJO BLANCO KEVIN

A-Number 

Detention Facility: Otay Mesa Detention Center



Honorable Judge:

I respectfully submitted Petition for a Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 challenging my continued and prolonged immigration detention by U.S. immigration and Customs Enforcement(ICE)

I have been detained for approximately 6 Months and i had my merit hearing for 23 April 2026 for cancellation of removal and the hearing got reschedule for 12 May 2026, without an individualized bond hearing and without any meaningful determination that continued detention is necessary or justified. My continues detention has become excessive,punitive,and no longer serves a legitimate civil immigration purpose.

I do not pose a danger to the community, have maintained a clean disciplinary record throughout my detention, and am willing to comply with any conditions of release deem appropriate by the Court ,including supervision, reporting requirements or electronic monitoring.

I respectfully request that the Court Grant this Petition and order my immediate release under the least restrictive conditions necessary or in an alternative bond hearing.

Respectfully submitted
TREJO BLANCO KEVIN


Otay Mesa Detention Center
San Diego, California

Date: 04/30/26

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

INDEX OF ATTACHMENTS AND EXHIBITS

Petitioner: TREJO BLANCO KEVIN

A-Number 

Detention Facility: Otay Mesa Detention Center

- Petition for Writ of Habeas Corpus (AO 242)
- Attachment A-Respondents
- Attachment B-Ground Two:No Danger to the community
- Attachment C-Ground Three:Continued Detention Is Punitive and Excessive
- Attachment D-Ground Four:Not A Flight Risk
- Attachment E:-Declaration of TREJO BLANCO KEVIN
- Attachment F-Detention Records and Disciplinary History
- Certificate Of Service

Respectfully Submitted,

TREJO BLANCO KEVIN

Petitioner,Pro se

Date: 04/30/26

ATTACHMENT A
Respondents

Patrick Divver

Regional Director of Enforcement and Removal Operations(ERO)
San Diego Field Office
U.S. Immigration and Customs Enforcement(ICE)

Kristi Noem

Secretary
U.S. Department of Homeland Security(DHS)

TODD M. LYONS

Acting Director
U.S. Immigration and Customs Enforcement (ICE)

ATTACHMENT B

GROUND TWO

Petitioner Does Not Pose a Danger to the Community and Continued Detention is Unjustified

I respectfully assert that i do **not pose a danger to the community**, and the government lacks any sufficient or individualized justification for my continued and prolonged detention.

I have **never received any military, paramilitary or combat training**, and i have **no history of violence**. During the approximately **6 Months** that i have been detained,i have maintained a **clean and disciplinary-free record**.The Court may verify my detention record directly from the detention facility,which will confirm that i have complied with all institutional rules and requirements.

Less restrictive alternatives to detention are both **available and appropriate** in my case.I am fully willing to comply with any conditions of release imposed by the Court, including supervision,reporting requirements and electronic monitoring. These alternatives would adequately address any governmental concernswhile respecting my liberty interests.

Under these circumstances,continued detention is **excessive,unnecessary and unsupported by the record**, and it violates fundamental principles of **liberty and due process** guaranteed under the Constitution.

ATTACHMENT C

GROUND FOUR

Continued Detention is Punitive, Excessive, and No Longer Serves a Legitimate Civil Immigration Purpose

I respectfully assert that my continued detention has become **punitive rather than civil in nature**. I have been detained for an extended and unreasonable period of time **without any individualized determination** that continued physical detention is necessary to serve a legitimate immigration purpose.

At no point have I caused any unreasonable delay in immigration proceedings. I have fully complied with all requirements imposed upon me by the government and the Immigration court. Nevertheless, I remain detained **without sufficient justification**, despite the clear availability of **less restrictive alternatives**, including release under supervision, reporting requirements or electronic monitoring.

The government's continued decision to detain me, rather than employ these reasonable alternatives, renders my detention **excessive and unnecessary**, and no longer reasonably related to its civil immigration objectives.

Furthermore, during my prolonged detention, I have developed **multiple medical conditions** and continued to suffer from ongoing **physical health problems**, as well as **significant mental and emotional distress** resulting from extended confinement. My health has deteriorated as a direct consequence of prolonged detention, which has imposed severe hardship beyond what is constitutionally permissible in a civil immigration context.

I fled my country due to **Torture, Gang Members** and sought refuge in the United States in search of safety and protection. Instead, I have been confined in Immigration detention for approximately **6 Months**. Under these circumstances, continued detention is **unreasonably harsh, excessive and punitive**, and violates the fundamental principle that immigration detention must remain civil—not punitive—in nature.

Accordingly, my continued detention no longer serves any legitimate civil immigration purpose and weighs strongly in favor of relief.

ATTACHMENT D

GROUND THREE

Petitioner Is Not A Flight Risk and Continued Detention is Unjustified

I respectfully assert that i do not pose a danger to the community, and the government lacks any sufficient or individualized justification for my continued prolonged detention.

I have **never received any military, paramilitary or combat training**, and i have **no history of violence**. During the approximately **6 Months** that i have been detained,i have maintained a **clean and disciplinary-free record**.The Court may verify my detention record directly from the detention facility, which will confirm that i have complied with all institutional rules and requirements.

Less restrictive alternatives to detention are both **available and appropriate** in my case.I am fully willing to comply with any conditions of release imposed by the Court, including supervision,reporting requirements and electronic monitoring. These alternatives would adequately address any governmental concernswhile respecting my liberty interests.

Under these circumstances,continued detention is **excessive,unnecessary and unsupported by the record**, and it violates fundamental principles of **liberty and due process** guraniteed under the Constitution.

PETITIONER DECLARATION

- I am currently a 25-years old El Salvador Citizen who presented yourself at the Texas border on **November 01, 2013**.
- Since then i been living in USA for almost 13 Years.
- I have legal work permit.
- I have family ties in U.S.A my son is Five years old.
- I got arrested for DUI on December 23,2024.
- He had completed his Educational course,Class Assignment and Public Service also.
- DUI got dismissed on July 02,2025 as a misdemeanor.
- Petitioner have applied for asylum and cancellation of removal which is still pending.
- Petitioner claims that his son has a medical condition and his son is dependent on him.
- Petitioner girlfriend has medical condition also and she is dependent on him also.
- Petitioner also has a brother and sister who are US citizen.
- Petitioner have applied for bond hearing first got denied due to Danger to society and then Petitioner applied for habeas Corpus and the Federal Judge grant the petitioner Bond Hearing in which the judge Said "as he was here for short time and he had a recent DUI".
- Petitioner been here for almost **6 Months**.
- The living conditions in the detention center are very terrible. The Medical attention is very low. The Showers are unsanitary to which you have high risk of an infection.
- Finally,I would request a PUBLIC DEFENDER since i have been detained for an extended time and i dont have the resources to pay for one.

Thank you.

CERTIFICATE OF SERVICE

I, TREJO BLANCO KEVIN hereby certify that on 4/30/26, I served a true and correct copy of the Petition for Writ of Habeas Corpus under 28 U.S.C § 2241, together with all attachments, on Respondent by depositing the same in United States Mail, postage prepaid, addressed to:

Office of the Chief Counsel
U.S. Immigration and Customs Enforcement(ICE)
880 Front Street, Suite 2246
San Diego, CA 92101

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

Dated: 4/30/26



Petitioner, Pro Se