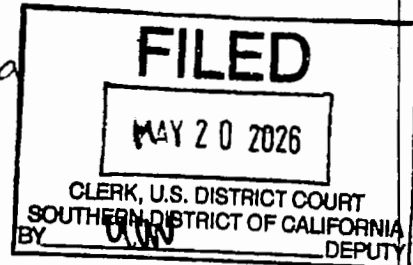


MAHAD ABDI AHMED
NAME
[REDACTED]
PRISON NUMBER

Imperial Regional Detention Facility
PLACE OF CONFINEMENT
1572 Gateway Road Calexico, California
ADDRESS



United States District Court
Southern District Of California

MAHAD ABDI AHMED
(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. '26CV3153 BAS BJW
(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:
Immigration Detention
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 Immigration Court
2409 La Brucherie Road, Imperial, Ca 92251
- (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): _____
Bond or parole
- (d) Date of the decision or action: 12/23/2024 (Day I was arrested and detained)
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 requested bond from the Immigration Court, but the Immigration judge denied me bond, because he has no jurisdiction to give me dated, April 16th 2026.

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 5 was "No," explain why you did not appeal: On April 16th 2026 the Immigration judge denied me bond, because he has no jurisdiction. Any other appeal 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: I requested bond from the Immigration Court, but the immigration judge denied me bond because he has no jurisdiction dated on April 16th, 2026. Any further appeal would be futile.

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: I have been detained for over 6-months and my detention upto date is 16-months.

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

The approach adopted by the United States Court of Appeals for the 9th Circuit, is to apply a bright-line rule to cases of mandatory detention authority is limited to a 6-months period, subject to a finding of flight risk or dangerousness.

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

☐ Yes ☒ No ✓

GROUND TWO:

I am not a flight risk or danger to the Society.

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

I have a sponsor who will ensure that I will attend all my Immigration Court hearings, and is lawfully abiding citizen who has been here for alot of time and is willing to accomodate me throughout my immigration court hearings.

My Sponsor address is

His phone number is
the Court can call him.

I am not flight risk because I am ready to wear ankle monitor if necessary.

I have been attending all my court hearings and never missed one during my confinement.

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

☐ Yes ☒ No ✓

GROUND THREE: I am entitled to due process under the fifth amendments of the United States Constitution.

(a) Supporting FACTS (state briefly without citing cases or law): It is well-settled that the fifth amendments entitles aliens to due process in deportation proceedings. The due process Clause applies to all persons within the United States, including aliens, whether their presence here is lawful, unlawful temporary or permanent. More decade ago, in the Zadvydas decision, the United States Supreme Court signed its concerns about the constitutionality of a statutory scheme that ostensibly authorized indefinite detention of non-citizens. Two years later, when the Court upheld the constitutionality of 8.U.S.C.S § 1226(c) in the Demore decision it emphasized that, for detention under the statute to be reasonable it must be for a brief period of time. Justice Kennedy explained in his concurrence in the Demore decision that were there to be an unreasonable delay by the Immigration and naturalization Service in pursuing and completing deportation proceedings, it could become necessary then to inquire whether the detention is not to facilitate deportation or to protect against risk of flight or dangerousness but to incarcerate for other reasons.

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

☐ Yes ☒ No ✓

GROUND FOUR: There is no significant likelihood of my removal in the near future.

(a) **Supporting FACTS** (state briefly without citing cases or law): The duration of my current detention has been unreasonably prolonged and there is a reason to anticipate significant future detention during my immigration proceedings.

On May 30th, 2025, an immigration judge dismissed my case, I filed an appeal to the B.I.A. on June 26th, 2025. I have been waiting the B.I.A. decision for 10-months. The B.I.A. remanded my appeal. I currently have court and back in immigration proceedings. Even if the B.I.A. denies my appeal I will appeal to the 9th circuit.

(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:

GROUND 5

Material changes in Circumstances in My Case.

On February 13th, 2026, I filed a petition for writ of habeas corpus pursuant to 28 U.S.C. 2241 ("PETITION") Case no. 26 – cv – 981 – RSH – DDL.

March 16th, 2026, I went for the bond hearing, but the immigration judge denied me bond. After the denial, I exhausted my administrative remedies by sending a motion to the immigration court requesting a new bond based on material change in circumstances in my case, because on March 25th, 2026, after the denial of the bond the B.I.A remanded my appeal and there was updated changes on my sponsor.

On April 16th, 2026, my motion was granted and went for bond hearing, in the bond hearing I requested the judge that this bond should be treated under the first habeas order because I have filed the motion within 30 days of the denial bond ordered by the habeas, but the immigration judge (Stuart J. Zander) denied my request and stated that the habeas order have expired and that this bond will not be treated under the habeas order. The immigration judge further stated that he will need a new habeas order to grant a bond, because he said he has no jurisdiction to give bond.

Conditions of Confinements

The conditions of my confinements have been affecting me psychologically and physically. We have been restricted from outdoor space, forbidden to access the internet and therefore are unable to connect with loved ones. Personally, I have breathing problems and have flesh blocking my air way and sometimes I bleed through the nose. I have serous back injury that keeps me uncomfortable on the steel bed and the tiny mattress I sleep on, my back injury is getting worse, and I stay on pain medicine. I have intense headache, the water in the showers is very hot, I have head injury every time I take shower, due to the hotness of the water and the head injury, I get intense headache every time after the shower, when I complained to the doctor about my head injury the doctor told me I need MRI to know how severe my injury is, but the doctor says that ICE will not allow me to have MRI. Overall, my health problem is deteriorating, and I need medical help outside my confinement which my family are ready to help me with.

Prayer for relief.

Wherefore, I pray that this court order for me a new bond to another immigration judge, other than the last two immigration judges that denied me bond (Hon. Stuart J. Zander and Perry, Anne Kristina) or alternatively I pray for release on humanitarian parole (Immediate release).

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

N/A

(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

05/07/2026

(DATE)



SIGNATURE OF PETITIONER