AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the

William Gonzalez Diaz
Petitioner

v.

- TODD BLANCH Attorney General
- MARK Muller - Dept of Homeland Security
- Homer Bryson - ATLANTA FIELD OFFICE Director
- WARREN Jason Streeval @ Stewart Det. Center
- Deportation Officer K. Johnson @ Stewart Det. Cntr.
- Supervisor Stephens @ Stewart Det. Cntr.

Respondent
(name of warden or authorized person having custody of petitioner)

Case No.
(Supplied by Clerk of Court)

6-total

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

Personal Information

1. (a) Your full name: William Gonzalez Diaz
   (b) Other names you have used: N/A
2. Place of confinement:
   (a) Name of institution: Stewart Detention Center
   (b) Address: 146 CCA Road
   Lumpkin GA 31815
   (c) Your identification number:
3. Are you currently being held on orders by:
   ☐ Federal authorities ☐ State authorities ☒ Other - explain:
   DHS / ICE.
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: N/A
   N/A
   (b) Docket number of criminal case: N/A
   (c) Date of sentencing: N/A
   ☒ Being held on an immigration charge
   ☐ Other *(explain)*: N/A

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)*: N/A

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

(a) Name and location of the agency or court: Immigration / I.C.E. / DHS.

(b) Docket number, case number, or opinion number: [redacted]

(c) Decision or action you are challenging *(for disciplinary proceedings, specify the penalties imposed)*:
Detention of a non-departable alien. Termination of IMOB "Order of Supervision"

(d) Date of the decision or action: I.C.E. rearrest on - 11/2025 ("NOV 2025")

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: N/A
N/A
(2) Date of filing: N/A
(3) Docket number, case number, or opinion number: N/A
(4) Result: N/A
(5) Date of result: N/A
(6) Issues raised: N/A

(b) If you answered "No," explain why you did not appeal: Not Appeal Removal order only the Detention w/o merit for a non removable Alien.

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: N/A

N/A

(2) Date of filing: N/A

(3) Docket number, case number, or opinion number: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

N/A

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

N/A

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: N/A

(2) Date of filing: N/A

(3) Docket number, case number, or opinion number: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

N/A

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

N/A

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: N/A
(2) Case number: N/A
(3) Date of filing: N/A
(4) Result: N/A
(5) Date of result. N/A
(6) Issues raised: N/A

N/A

(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: N/A
(2) Case number: N/A
(3) Date of filing: N/A
(4) Result: N/A
(5) Date of result: N/A
(6) Issues raised: N/A

N/A

(c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: 28 USC 2241 is the proper challenging procedure. ICE has expired the 180 DAYS for removal of Petitioner 3 times in 16 years of Active Final order of Removal

11. **Appeals of immigration proceedings**

Does this case concern immigration proceedings?

☒ Yes ☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: Nov - 2025 11/2025
(b) Date of the removal or reinstatement order: removal - "2010"
(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes ☒ No

If "Yes," provide:

(1) Date of filing: N/A
(2) Case number: N/A
(3) Result: N/A
(4) Date of result: N/A
(5) Issues raised: N/A

N/A

(d) Did you appeal the decision to the United States Court of Appeals?

☐ Yes ☒ No

If "Yes," provide:

(1) Name of court: N/A
(2) Date of filing: N/A
(3) Case number: N/A
(4) Result: N/A
(5) Date of result: N/A
(6) Issues raised: N/A

N/A

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: N/A
(b) Name of the authority, agency, or court: N/A

(c) Date of filing: N/A
(d) Docket number, case number, or opinion number: N/A
(e) Result: N/A
(f) Date of result: N/A
(g) Issues raised: N/A

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: Cuba has rejected the repatriation of Petitioner, "in the past (twice) this will be the 3rd Attempt at Detention for removal w/o merit.

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

Cuba will not repatriate any Cubans who fled Cuba During Fidel Castros Presidency. Unless your name was on the "Migrate Accord" List that Fidel released. on 1984.

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

☐ Yes ☐ No

GROUND TWO: Petitioner is not on the Migrate Accord List, ~~there~~ fore petitioner is not removable.

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

On the "Migrate Accord List" that was released by Fidel Castro on 1984 All parties on that List were in Detention awaiting release from Prison or Removal from U.S.A. on or before 1984.

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

☐ Yes ☐ No

GROUND THREE: To Honor Fidel's Presedency, Cuba will not repatriate anyone that fled During the Mariel Boat lift embargo.

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

Fidel recieved 200 cubans back to Cuba from the 2700 inmates/detainees that were on The Migrate accord List & then cancelled the agreement on 1984 & no new agreement active

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

☐ Yes ☐ No

GROUND FOUR: Petitioner refuses to consent to any third country removal from America

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

Three times during this Detention, ICE tried to remove petitioner to Mexico with no resolve. Petitioner has expired the 180 days that ICE has for removal proceedings per U.S.C. & INA. with no foreseeable future activities remedies available.

(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:

Petitioner has been removed 16 years ago & 25 months of that allotment of time was spent in actual physical Detention with removal Attempts with no resolve.

Request for Relief

15. State exactly what you want the court to do:

Relief from Detention - Reinstate I-220B Order of Supervision & continue to release petitioner while Petitioner has re-entered the community.

Declaration Under Penalty Of Perjury

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

6-14-26

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: 6-8-26

Signature of Petitioner

N/A

Signature of Attorney or other authorized person, if any