

AWUDU LAHADI
NAME

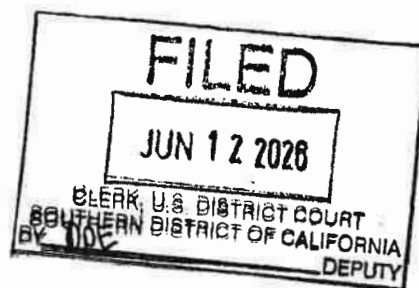
PRISON NUMBER



PLACE OF CONFINEMENT

CALEXICO, CALIFORNIA
ADDRESS

DHS, MIC-IRDF
1572 GATEWAY ROAD



CALEXICO, CA 92231 United States District Court
Southern District Of California

AWUDU LAHADI
(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. '26CV3539 BAS MSB
(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): Immigration detention / detainee

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: Immigration Judge Perry
Anne Krutins 2405 LA, Bruckner Road, Imperial
CA, 92231

(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): HABEAS BOND / PAROL

WARDEN / JUDGE ICE OFFICER FOR BOND / PAROL

(d) Date of the decision or action: 05/04/2026

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:

It is pointless to appeal since appeal takes 6 months to 1 year for decision to be made

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:

No appeal available

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: _____

No appeal available

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: Irreparable Harm - I have been detained for 17 months and this is having an irreparable harm of on me.

(a) Supporting FACTS (state *briefly* without citing cases or law) Petitioner will suffer irreparable harm in the absence of preliminary relief the ninth circuit have recognized the irreparable harm inflicted in terms of medical and psychological care in ICE detention facilities "Hernandez 872 F.3d at 995. More broadly the 9th circuit has also acknowledged the irreparable harms imposed on anyone subjected to immigration detention including economic burdens imposed on detainees and their families as a result of detention.

I am married and a father of two, My family is currently based in Ghana. My prolonged stay in detention has had a psychological effect on both me and my family. I barely have enough funds to call my family and

my financial and health situation is very dire due to prolonged detention.

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

☐ Yes ☐ No

GROUND TWO: FIFTH AMENDMENT- MY DETENTION HAS become unconstitutionally prolonged and violates the Fifth Amendment of the Constitution

(a) **Supporting FACTS** (state briefly without citing cases or law): It is well settled that the fifth amendment entitles aliens to due process in deportation proceedings. The due to process clause applies to all persons - within the United States, including aliens, whether their presence here is lawful, unlawful, temporary or permanent. More than a decade ago in *Zadvydas* decision, the United States Supreme Court signaled 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. § 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 where there to be an unreasonable delay by 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, to protect against risk of flight or dangerous dangerousness but to incarcerate for other reasons.

In conclusion I the petitioner argue that my seventeen months of detention without any individualized assessment violates the Due process clause. The fifth amendment- due process clause prohibits government deprivation of individuals life, liberty or property without Due process law. Hernandez v Sessions 872 736, 950 (5th Cir 2017)

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

☐ Yes ☐ No

GROUND THREE: I am not a flight risk or danger to the community

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

I came with my pass port - I am in the custody of ICE. I promise to go to court and also attend my invitation by ICE. I have a sponsor who is a lawfully abiding citizen of the United States who is gainfully employed and he is going to accommodate me and take care of my basic needs throughout all my immigration proceedings.

Also he is going to ensure that I attend all my present and future immigration court proceedings.

(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 from detention 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. Even if my current appeal to BIA (Board of Immigration Appeal) which can take months afterwards in appeal to the Ninth Circuit could also take 2 years and more.

I additionally, I have been going through serious emotional stress due to my prolonged detention. We are restricted from outdoor space and forbidden from the usage of the internet and therefore cannot be connected with loved ones.

Relief. As such I the petitioner seeks an order of ~~declaratory~~ declaratory and injunctive relief and set aside relief under the administrative procedure act requiring that I be provided a bond hearing or release before immigration judges.

I want the immigration judge to consider my financial circumstances to determine the amount for bond.

(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:

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

H / 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. Specifically, Petitioner seeks release or bond from this court or otherwise before or bond hearing in front of the immigration judge.

SIGNATURE OF ATTORNEY (IF ANY)

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

06/08/2026

(DATE)

SIG

ONER

