FILED
JUL 09 2026
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT

for the

Southern District of California

PASCUAL DOMINGO JUAN

Petitioner

v.

Warden (o Facility Administrator)

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

Case No. '26CV3953 JO BJW
(Supplied by Clerk of Court)

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

Personal Information

1. (a) Your full name: PASCUAL DOMINGO JUAN
   (b) Other names you have used: NA
2. Place of confinement:
   (a) Name of institution: IMPERIAL REGIONAL ADULT DET FAC/IMPERIAL REGIONAL DETENTION FACIL
   (b) Address: 1572 Gateway Road
   Calexico, CA 92231
   (c) Your identification number: [redacted]
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 you:
   (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: IMPERIAL REGIONAL DETENTION FACILITY, 1572 Gateway Road, Calexico, CA 92231

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

(c) Decision or action you are challenging *(for disciplinary proceedings, specify the penalties imposed)*:
I am challenging my continued detention by U.S. Immigration and Customs Enforcement (ICE). I have been deprived of my liberty and remain in immigration custody. My detention has caused severe hardship to my family, particularly my minor children, who depend on me both financially and emotionally. My continued detention has disrupte my ability to provide for them and to fulfill my responsibilities as their parent.

(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 appeal:

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:

(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. Any legal arguments must be submitted in a separate memorandum.

GROUND ONE: Unlawful Deprivation of Liberty Without Due Process

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 Do not cite cases or law.)*:

I am being deprived of my liberty in violation of the Due Process Clause of the Fifth Amendment. My continued detention is not justified by any individualized determination that I pose a danger to the community or a flight risk. I have been detained by ICE without sufficient procedural safeguards to protect my constitutional rights.

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

❒ Yes ❒ No

GROUND TWO: Continued Detention Is Unreasonable and Unnecessary

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 Do not cite cases or law.)*:

My continued detention is excessive and unreasonable under the circumstances of my case. I have fully complied with immigration authorities, have strong ties to the community, and have every intention of appearing for all future immigratic proceedings. My detention serves no legitimate governmental purpose and is more restrictive than necessary to ensure my appearance.

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

❒ Yes ❒ No

GROUND THREE: Severe Hardship to My U.S. Family

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

My detention is causing extraordinary hardship to my family. I am the primary provider for my minor children who depend on me both financially and emotionally. My absence has placed my family in significant emotional distress and financial instability, and my continued detention is causing irreparable harm to my children.

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

❒ Yes ❒ No

GROUND FOUR: I Am Not a Danger to the Community or a Flight Risk

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

I do not pose a danger to the community and I am not a flight risk. I have no history of violence, have maintained strong family and have consistently complied with legal requirements. I respectfully submit that my continued detention is unnecessary because there are less restrictive alternatives available that would ensure my appearance at future immigration proceedings while protecting my constitutional rights.

(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:

Request for Relief

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

I respectfully request that this Court grant my Petition for Writ of Habeas Corpus and order my immediate release from ICE custody. In the alternative, I request that the Court order the government to provide me with a prompt and meaningful bond hearing before a neutral decision-maker, where the government must justify my continued detention by clear and convinci evidence.

I also request any other relief that this Court finds just and proper, including release under reasonable conditions of supervision, so that I may return to my family, support my minor children, and continue complying with all immigration requirements.

Declaration Under Penalty Of Perjury

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

June 7th 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: 06/07/2026

[redacted]

Signature of Petitioner

Signature of Attorney or other authorized person, if any