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

FILED
JUL 10 2026
CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT

for the

Southern District of California

ADRIANAS JONATHAN JONES
Petitioner

v.

CHRISTOPHER LAROSE, PATRICK DIUVER, KRISTI NOEM, PAMELA BONDI.
Respondent
(name of warden or authorized person having custody of petitioner)

Case No. '26CV4000 RSH GC
(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: Adrianas Jonathan Jones
   (b) Other names you have used:
2. Place of confinement:
   (a) Name of institution: Otay Mesa Detention Center
   (b) Address: 2320 Caliexico Ave.
   San Diego, CA. 92154
   (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)*: Detained by ICE, since March 31st 2026 under unconviction on a open/pending DUI charge which has been continued.

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: Executive Office for Immigration Review (EOIR), Otay Mesa Detention Center

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

(c) Decision or action you are challenging *(for disciplinary proceedings, specify the penalties imposed)*:
The immigration judge's denial of bond and the resulting prolonged detension, despite my approved marriage petition. community ties, family and business ties.

(d) Date of the decision or action: 06/01/2026

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: I am suffering from prolonged unconstitutional detention that violates my Due Process rights. Pursuing a lenghty administrative appeal would cause irreparable harm by extending my unlawful detention while my viable I485 adjustment of status is still pending.

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: 08/31/2026

(b) Date of the removal or reinstatement order: No final removal order has been issued

(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: My immigration is prolonged, unconstitutional, and a violation of my fifth Amendment due processing rights.

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 Do not cite cases or law.)*:

I have been in continuous ICE detention for nearly three months. I was initially detained at the Broward Transitional Center in Fl. before being transferred across the country away from my community to the Otay Mesa in CA. I have an active I485 adjustment of status pending and approved marriage case.

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

☐ Yes ☑ No

GROUND TWO: The Immigration Court abused its discretion by denying bond based on unconvicted allegations and failure to consider less restrictive alternative to total physical incasaration.

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

The Immigration Judge denied bond by finding me a danger to the community based entirely on police report allegations. The court abused its discretion by treating these unproven allegations as definitive proof of danger and failed to consider that any localized public safe risks could be completly mitigated by less restrictive alternatives, than detention.

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

☐ Yes ☑ No

GROUND THREE: My cross-country transfer by ICE violates due process by seperating me from my legal counsel, active case evidence, Business ties, Community ties, personal ties, family and financial responsibilities, which caused lost active contracts, unpaid mortgage, creditors unpaid

(a) Supporting facts *(Be brief. Do not cite cases or law.)*: homelessness, health and mental sufferation

This prolonged detention by ICE violates my due processes without just evidence or conviction, which I've been in incasaration since 03/31/26 By the time am released from detention I'll be facing severe financial loss, poverty, homelessness, bankruptcy etc. My three kids have been suffering tremendusly, which my 15yr. old daughter was

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

☐ Yes ☑ No

suspended indifinighly due to school fees unpaid, and has severe reading disabilities which I have seen since my 10month old baby I haven't seen in 4month just had lip surgery and my 7year old has been going through severe mental breakdowns.

GROUND FOUR: Final immigration court hearing continued 3 times which causes my prolonged detension which can possible lead to my I 485 denial and possible removal proceedings

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

On 03/31/26 ICE detained me on unconvicted charges since then I appeared before an immigration judge on 04/16/26 master hearing, which set a final for about 06/21/2026 which erred no bond hearing, in BTC. FL. but I was transferred to Otay Mesa California cross country without notice which cause my case to reverse to a master hearing on about 05/20/26 which then a second final set for 06/02/26 which was advance to 06/22/26 at the Otay Mesa due my lawyer illness.

(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: On 06/22/26 I appeared before Judge Lish Obrian at the Otay Mesa for my final I 485 immigration court appearance which was also continued by judge Lish Obrian due to claims on visual medical document that has been filed and was present. and finding faults on my approved I. 130 VAWA petition and erred that she can and will use anything to deny my pending I. 485 adjustment of status.

Request for Relief

15. State exactly what you want the court to do: Grant the petitioner the writ to habeas corpus and order my immediate release from physical custody, OR in the alternative, order Respondents to provide Petitioner with a individualized fair bond hearing before an Immigration Judge where the government bears the burden of proving danger or flight risk, and where the court must meaningfully consider my pending I 485 adjustment of status and approved marriage case, and less restrictive alternative conditions of release. Again my final court hearing has hearing has been continued to 07/21/26 which is out of my control and am the victim of prolonged detention and incasaration. IV already lost my house, businesses, contracts, finances, kids facing school suspendin. due to lack of school fees paid etc.

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: 07/02/2026

[redacted]

Signature of Petitioner

Signature of Attorney or other authorized person, if any