UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

Pedro ZAMORA-CERVANTES, Oscar VASQUEZ-SANCHEZ, Ernesto BALLARDO-SOTO, Ruben TORRES-MONTES, Ismael JUAREZ SERRANO, Lazaro MORALES-URIETA, Ana MONTES JIMENEZ, Mario MARTINEZ ALCARAZ, Esteban GODINEZ GODINEZ, Eloi ESTRADA-LOPEZ, Panfilo CRUZ MEDINA, Jaime CORTES CORTES, Baltazar CHAVERO CORONA, Gilberto CALMO-RAMIREZ,

Petitioners,

v.

Julio HERNANDEZ, Acting Director for Seattle Field Office, Enforcement and Removal Operations, U.S. Immigration and Customs Enforcement (ICE); UNITED STATES DEPARTMENT OF HOMELAND SECURITY; EXECUTIVE OFFICE FOR IMMIGRATION REVIEW; Bruce SCOTT, Warden, Northwest ICE Processing Center,

Respondents.

Case No. 2:26-cv-2540

PETITION FOR WRIT OF HABEAS CORPUS

INDIVIDUAL ENFORCEMENT OF *RODRIGUEZ VAZQUEZ* BOND DENIAL CLASS JUDGMENT

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FACTS

1. Petitioners bring this petition for a writ of habeas corpus to seek enforcement of their rights as members of the Bond Denial Class certified in *Rodriguez Vazquez v. Bostock*, No. 3:25-cv-05240-TMC (W.D. Wash. filed Mar. 20, 2025).

2. The Bond Denial Class is comprised of "all noncitizens without lawful status detained at the Northwest ICE Processing Center [(NWIPC)] who (1) have entered or will enter the United States without inspection, (2) are not apprehended upon arrival, (3) are not or will not be subject to detention under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231 at the time the noncitizen is scheduled for or requests a bond hearing." *Rodriguez Vazquez v. Bostock*, 802 F. Supp. 3d 1297, 1336 (W.D. Wash. 2025).

3. On September 30, 2025, this Court issued a final judgment "declar[ing] that Bond Denial Class members are detained under 8 U.S.C. § 1226(a) and are not subject to mandatory detention under 8 U.S.C. § 1225(b)(2)." *Id.*

4. The Court further declared "that the Tacoma Immigration Court's practice of denying bond to Bond Denial Class members on the basis of § 1225(b)(2) violates the Immigration and Nationality Act." *Id.*

Pedro Zamora-Cervantes

5. Pedro Zamora-Cervantes is a member of the Bond Denial Class, as he:

   (a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by the Department of Homeland Security (DHS) on July 5, 2026, *see* Ex. A, Form I-213;

   (b) last entered the United States without inspection around 1999 and was not apprehended upon arrival; and

   (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

6. The Department of Homeland Security (DHS) has placed Mr. Zamora-Cervantes in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. A, Form I-862.

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Oscar Vazquez-Sanchez

7. Oscar Vazquez-Sanchez is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on July 7, 2026, *see* Ex. B, Form I-213;

(b) last entered the United States without inspection around 2002 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

8. DHS has placed Mr. Vazquez-Sanchez in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. B, Form I-862.

Ernesto Ballardo Soto[1]

9. Ernesto Ballardo Soto is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on July 1, 2026, *see* Ex. C, Form I-213;

(b) last entered the United States without inspection around 2013 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

10. DHS has placed Mr. Ballardo Soto in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. C, Form I-862.

Ruben Torres-Montes

11. Ruben Torres-Montes is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on June 27, 2026, *see* Ex. D, Form I-213;

(b) last entered the United States without inspection in or around March 2003 and was not apprehended upon arrival; and

[1] The Form I-213 for Petitioner refers to both "Ballardo" and "Vallardo" as his first surname. Upon information and belief, "Ballardo Soto" is the correct or preferred spelling of Petitioner's full surname.

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(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

12. DHS has placed Mr. Torres-Montes in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. D, Form I-862.

Ismael Juarez Serrano

13. Ismael Juarez Serrano is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on June 29, 2026, *see* Ex. E, Form I-213;

(b) last entered the United States without inspection around 2006 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

14. DHS has placed Mr. Juarez Serrano in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. E, Form I-862.

Lazaro Morales-Urieta

15. Lazaro Morales-Urieta is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on July 1, 2026, *see* Ex. F, Form I-213;

(b) last entered the United States without inspection around 2001 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

16. DHS has placed Mr. Morales-Urieta in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. F, Form I-862.

Ana Montes Jimenez

17. Ana Montes Jimenez is a member of the Bond Denial Class, as she:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on July 7, 2026, *see* Ex. G, Form I-213;

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(b) last entered the United States without inspection in or around November 2020 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

18. DHS has placed Ms. Montes Jimenez in removal proceedings pursuant to 8 U.S.C. § 1229a and charged her as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. G, Form I-862.

Mario Martinez Alcaraz

19. Mario Martinez Alcaraz is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on June 30, 2026, *see* Ex. H, Form I-213;

(b) last entered the United States without inspection around 2005 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

20. DHS has placed Mr. Martinez Alcaraz in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. H, Form I-862.

Esteban Godinez Godinez

21. Esteban Godinez Godinez is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on June 15, 2026, *see* Ex. I, Form I-213;

(b) last entered the United States without inspection around 2004 or 2005 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

22. DHS has placed Mr. Godinez Godinez in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. I, Form I-862.

Eloi Estrada-Lopez

23. Eloi Estrada-Lopez is a member of the Bond Denial Class, as he:

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(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on July 1, 2026, *see* Ex. J, Form I-213;

(b) last entered the United States without inspection around 2006 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

24. DHS has placed Mr. Estrada-Lopez in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. J, Form I-862.

Panfilo Cruz Medina

25. Panfilo Cruz Medina is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on May 22, 2026, *see* Ex. K, Form I-213;

(b) last entered the United States without inspection in or around October 2016 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

26. DHS has placed Mr. Cruz Medina in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. K, Form I-862.

Jaime Cortes Cortes

27. Jaime Cortes Cortes is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on July 2, 2026, *see* Ex. L, Form I-213;

(b) last entered the United States without inspection in or around January 2012 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

28. DHS has placed Mr. Cortes Cortes in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. L, Form I-862.

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Baltazar Chavero Corona

29. Baltazar Chavero Corona is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on June 28, 2026, *see* Ex. M, Form I-213;

(b) last entered the United States without inspection around 2003 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

30. DHS has placed Mr. Chavero Corona in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. M, Form I-862.

Gilberto Calmo-Ramirez

31. Gilberto Calmo-Ramirez is a member of the Bond Denial Class, as he:

(a) does not have lawful status in the United States and is currently detained at NWIPC after being apprehended by DHS on May 30, 2026, *see* Ex. N, Form I-213;

(b) last entered the United States without inspection around 2021 and was not apprehended upon arrival; and

(c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

32. DHS has placed Mr. Calmo-Ramirez in removal proceedings pursuant to 8 U.S.C. § 1229a and charged him as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. Ex. N, Form I-862.

JURISDICTION AND VENUE

33. This Court has jurisdiction under 28 U.S.C. § 2241 (habeas corpus), 28 U.S.C. § 1331 (federal question), and Article I, section 9, clause 2 of the United States Constitution (the Suspension Clause). The Court may grant relief pursuant to 28 U.S.C. § 2241; the Declaratory Judgment Act, 28 U.S.C. § 2201 *et seq.*; and the All Writs Act, 28 U.S.C. § 1651.

34. Venue is proper in this District because Petitioners are detained at NWIPC in Tacoma, Washington. Venue is also proper under 28 U.S.C. § 1391(e) because Respondents are

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employees, officers, and agencies of the United States, and a substantial part of the events or omissions giving rise to the claims occurred in this District.

PARTIES

35. Pedro Zamora-Cervantes is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

36. Oscar Vazquez-Sanchez is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

37. Ernesto Ballardo-Soto is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

38. Ruben Torres-Montes is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

39. Ismael Juarez Serrano is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

40. Lazaro Morales-Urieta is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

41. Ana Montes Jimenez is currently detained at NWIPC. She is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

42. Mario Martinez Alcaraz is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

43. Esteban Godinez Godinez is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

44. Eloi Estrada-Lopez is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

45. Panfilo Cruz Medina is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

46. Jaime Cortes Cortes is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

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47. Baltazar Chavero Corona is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

48. Gilberto Calmo-Ramirez is currently detained at NWIPC. He is a member of the Bond Denial Class certified in *Rodriguez Vazquez*.

49. Respondent Julio Hernandez is the Acting Director for the Seattle Field Office of ICE's Enforcement and Removal Operations division. As Petitioners' immediate custodian, he is responsible for Petitioners' detention and removal. He is sued in his official capacity.

50. Respondent United States Department of Homeland Security is the federal agency responsible for implementing and enforcing the Immigration and Nationality Act (INA), including the detention and removal of noncitizens.

51. Respondent Executive Office for Immigration Review (EOIR) is the federal agency responsible for implementing and enforcing the INA in removal proceedings, including for custody redeterminations in bond hearings.

52. Respondent Bruce Scott is employed by The Geo Group, Inc. as Warden of NWIPC, where Petitioners are detained. He has immediate physical custody of Petitioners. He is sued in his official capacity.

CLAIMS FOR RELIEF

Violation of the INA: Request for Relief Pursuant to *Rodriguez Vazquez*

53. Petitioners repeat, re-allege, and incorporate by reference each and every allegation in the preceding paragraphs as if fully set forth herein.

54. As members of the Bond Denial Class, Petitioners are entitled to consideration for release on bond under 8 U.S.C. § 1226(a).

55. The judgment in *Rodriguez Vazquez* makes clear that Respondents violate the INA in applying the mandatory detention statute at § 1225(b)(2) to class members.

56. Respondents are parties to *Rodriguez Vazquez* and bound by the Court's declaratory judgment, which has the full "force and effect of a final judgment." 28 U.S.C. § 2201(a).

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57. By denying Petitioners a bond hearing under § 1226(a) and asserting that they are subject to mandatory detention under § 1225(b)(2), Respondents violate Petitioners' rights under the INA and this Court's judgment in *Rodriguez Vazquez.*

PRAYER FOR RELIEF

WHEREFORE, Petitioners pray that this Court grant the following relief:

a. Assume jurisdiction over this matter;

b. Issue a writ of habeas corpus requiring that within one day, Respondents release any Petitioner with an alternative bond order unless Respondents allow for their release upon payment of the alternative bond amount and any other conditions set by the immigration judge (IJ);

c. Issue a writ of habeas corpus as to any Petitioner without an alternative bond order requiring Respondents to provide a bond hearing under 8 U.S.C. § 1226(a) within fourteen days of a request from Petitioner, *specifying that this Court's order does not prohibit an IJ from granting an individual Petitioner's request for a continuance in their bond proceedings*;

d. Order that upon Petitioners' release, Respondents must return to each Petitioner their personal property, including any personal identification document (other than a passport) and any employment authorization document;

e. Award Petitioners attorney's fees and costs under the Equal Access to Justice Act (EAJA), as amended, 28 U.S.C. § 2412, and on any other basis justified under law; and

f. Grant any other and further relief that this Court deems just and proper.

DATED this 17th day of July, 2026.

s/ Matt Adams
Matt Adams, WSBA No. 28287
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s/ Leila Kang
Leila Kang, WSBA No. 48048
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s/ Amanda Ng
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s/ Kevin Hollinz
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Counsel for Petitioners

VERIFICATION PURSUANT TO 28 U.S.C. § 2242

I am submitting this verification on behalf of Petitioners because I am one of Petitioners' attorneys. I hereby verify that the statements made in the attached Petition for Writ of Habeas Corpus are true and correct to the best of my knowledge, information, and belief.

The factual allegations as to each Petitioner are further verified by the corresponding exhibit identified below. The Northwest Immigrant Rights Project received the documents from Respondents' counsel pursuant to *Rodriguez Vazquez v. Hermosillo*, 816 F. Supp. 3d 1234 (W.D. Wash. 2026), or obtained them from Petitioners or their immigration counsel. I certify that the attached exhibits are true and accurate copies of the following:

Ex. A. Documents for Pedro Zamora-Cervantes: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. B. Documents for Oscar Vazquez-Sanchez: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. C. Documents for Ernesto Ballardo-Soto: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. D. Documents for Ruben Torres-Montes: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. E. Documents for Ismael Juarez Serrano: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. F. Documents for Lazaro Morales-Urieta: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. G. Document for Ana Montes Jimenez: DHS Form I-213, Record of Deportable/Inadmissible Alien

Ex. H. Documents for Mario Martinez Alcaraz: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. I. Documents for Esteban Godinez Godinez: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. J. Documents for Eloi Estrada-Lopez: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. K. Documents for Panfilo Cruz Medina: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

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Ex. L. Documents for Jaime Cortes Cortes: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. M. Documents for Baltazar Chavero Corona: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Ex. N. Documents for Gilberto Calmo-Ramirez: (1) DHS Form I-213, Record of Deportable/Inadmissible Alien; and (2) DHS Form I-862, Notice to Appear

Respectfully submitted this 17th day of July, 2026.

s/ Leila Kang
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