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JUDGE KATHLEEN CARDONE

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

JUL 27 2026

CLERK, U.S. DISTRICT COURT WESTERN DISTRICT OF TEXAS BY DEPUTY

UNITED STATES DISTRICT COURT

for the

Western District Court of Texas

Rayner O Martinez Rodriguez
Petitioner

v.

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

EP26CV2005

Case No. _____
(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: Rayner O. Martinez Rodriguez
   (b) Other names you have used:
2. Place of confinement:
   (a) Name of institution: CEN El Paso
   (b) Address: 6920 Digital Road
   El Paso, TX 79936
   (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 I.C.E.

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: EL PASO CAMP East Montana 6920 Digital ROAD, EL PASO TX 79926

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

(c) Decision or action you are challenging *(for disciplinary proceedings, specify the penalties imposed)*:

(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: An challenging my Illegal Detention by Department of Homeland Security.

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: My Illegal Detention by I.C.E Am challenge

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: My Illegal Detention by I.C.E Am challenge

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: AM Challenge My Illegal AND UNLAWFUL Detention by I.C.E.

11. **Appeals of immigration proceedings**

Does this case concern immigration proceedings?

☒ Yes ☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: MAY 20, 2026

(b) Date of the removal or reinstatement order: September, 2002

(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: I.C.E Has Violate My 5th Amendment Of the U.S.A by Detain me And it's unlawful And violate my Constitution Rights.

(a) Supporting facts *(Be brief. Do not cite cases or law.)*:
Am a LPR And enter U.S.A with a Legal PAPER WORK. I enter U.S in 1994 as a 13 years old kid.

(b) Did you present Ground One in all appeals that were available to you?
☐ Yes ☒ No

GROUND TWO: I already been Detained by I.C.E back in 2002 And spent 4 Months in-Carcerated. And now I was Again Detained by I.C.E for Nearly 3 Months.

(a) Supporting facts *(Be brief. Do not cite cases or law.)*:
Cuba did not Accept me as a citizen And have fear of entering Mexico for political And Race issues.

(b) Did you present Ground Two in all appeals that were available to you?
☐ Yes ☒ No

GROUND THREE: I Have been illegal Detain in Immigration Custody.

(a) Supporting facts *(Be brief. Do not cite cases or law.)*:
Am trying to get with my Life After 33 years of living in the U.S.A And Only Know This Country.

(b) Did you present Ground Three in all appeals that were available to you?
☐ Yes ☒ No

GROUND FOUR: I.C.E IS using illegal and unlawful Deportation to a 3rd Country.

(a) Supporting facts *(Be brief. Do not cite cases or law.)*:
Am a U.S Resident with a Family and am pleading with a U.S Court of Law for my Release.

(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 Come to this Court for immediately Relief to grant this Motion of Release and protect my Constitutional Rights.

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: 7/25/26

_____
Signature of Petitioner

_____
Signature of Attorney or other authorized person, if any