JUDGE LEON SCHYDLOWER

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

RECEIVED
AUG 24 2026
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY _____ DEPUTY CLERK

UNITED STATES DISTRICT COURT

for the

Vigil-Alvarado, Nayeli
Petitioner

v.

Department of Homeland Security.
Respondent
(name of warden or authorized person having custody of petitioner)

EP26CV2200

Case No. [redacted]
(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: Vigil-Alvarado, Nayeli
   (b) Other names you have used: N/A.
2. Place of confinement:
   (a) Name of institution: Department of Homeland Security, El Paso SPC
   (b) Address: 8915 Montana Ave. El Paso Tx. 79925
   (c) Your identification number: [redacted]
3. Are you currently being held on orders by:
   ☒ Federal authorities ☐ State authorities ☐ Other - explain:
   Department of Homeland Security.
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: NA
   (b) Docket number of criminal case: NA
   (c) Date of sentencing: NA
   ☒ Being held on an immigration charge
   ☐ Other *(explain)*: NA.

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)*: NA

6. Provide more information about the decision or action you are challenging:

(a) Name and location of the agency or court: Department of Homeland Security, El Paso SPC 8915 Montana Ave. El Paso tx 79925.

(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 asking the courts for a bond hearing due to my prolonged detention. I have a pending I-914 Visa T. I've done my bio-metrics.

(d) Date of the decision or action: Pending.

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: NA

(2) Date of filing: NA

(3) Docket number, case number, or opinion number: NA

(4) Result: NA

(5) Date of result: NA

(6) Issues raised: NA

(b) If you answered "No," explain why you did not appeal: I have not had to appeal anything.

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: NA

(2) Date of filing: NA

(3) Docket number, case number, or opinion number: NA

(4) Result: NA

(5) Date of result: NA

(6) Issues raised: NA.

(b) If you answered "No," explain why you did not file a second appeal: I have not had to appeal anything.

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: NA

(2) Date of filing: NA

(3) Docket number, case number, or opinion number: NA

(4) Result: NA

(5) Date of result: NA

(6) Issues raised: NA

(b) If you answered "No," explain why you did not file a third appeal: I have not had to appeal anything.

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: NA

(2) Case number: NA

(3) Date of filing: NA

(4) Result: NA

(5) Date of result: NA

(6) Issues raised: NA

(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: NA

(2) Case number: NA

(3) Date of filing: NA

(4) Result: NA

(5) Date of result: NA

(6) Issues raised: NA

(c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: NA.

11. **Appeals of immigration proceedings**

Does this case concern immigration proceedings?

☒ Yes ☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: 10/15/2025

(b) Date of the removal or reinstatement order: 05/26/2025.

(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes ☒ No

If "Yes," provide:

(1) Date of filing: NA

(2) Case number: NA

(3) Result: N/A

(4) Date of result: N/A

(5) Issues raised: N/A

(d) Did you appeal the decision to the United States Court of Appeals?

☐ Yes ☒ No

If "Yes," provide:

(1) Name of court: N/A

(2) Date of filing: N/A

(3) Case number: N/A

(4) Result: N/A

(5) Date of result: N/A

(6) Issues raised: N/A

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: I-914 Visa-T

(b) Name of the authority, agency, or court: USCIS

(c) Date of filing: 7/09/26

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

(e) Result: Pending

(f) Date of result: Pending.

(g) Issues raised: I am asking the courts for the opportunity to continue my case outside, due to my prolonged detention

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 am asking The judge to Consider my case and grant me a bond hearing due to my rights of a Process are being violated.

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

Since ive been detaind ive only had 2 Court dates and ive now beendetand for more than 10 months and have been transferd to 3 Facilitys.

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

☐ Yes ☒ No

GROUND TWO: I have Pending a I-914 petitan with USCIS Since 12/06/2024 and I did my bio-metrics on 03/14/2025 but, my new pending a I-914 with USCIS since is 07/09/26

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

I was detained by Ice on 5/22/25 and deported on 5/26/25 My deportation was dissmed by a Judge on 8/09/2025 Then I was taken to Sierra Blanca on october of 2024, and El Paso SPC

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

☐ Yes ☒ No

GROUND THREE: Ive been detained Since August of 2025 and we only Seen The judge twice.

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

I am asking The Judge for a bond hearing so I can Continue my case outside due to my prolonged detention.

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

☐ Yes ☒ No

GROUND FOUR: N/A

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

N/A

(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: N/A

Request for Relief

15. State exactly what you want the court to do: I am asking The judge to consider my case for a bond hearing due to my Prolong detention and The emotional hardship moving to multiple detention Centers has caused me and my family Also to my proceeding rights being Violated.

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: 08/14/2026

_____
Signature of Petitioner

_____
Signature of Attorney or other authorized person, if any

U.S. Citizenship and Immigration Services

Form I-797C, Notice of Action

THIS NOTICE DOES NOT GRANT ANY IMMIGRATION STATUS OR BENEFIT.

Receipt Number		Case Type
[redacted]		I914 - APPLICATION FOR T NONIMMIGRANT STATUS
Received Date: 07/09/2026	Priority Date:	Applicant A[redacted]: VIGIL ALVARADO , NAYELI ANAI
Notice Date: 07/29/2026	Page: 1 of 2	Beneficiary A[redacted]: VIGIL ALVARADO , NAYELI ANAI

MENDOZA LAW OFFICES P A
c/o PATRICIA MENDOZA
2038 N KROME AVE
HOMESTEAD FL 33030

Notice Type: Receipt Notice
Fee Waived

We have mailed an official notice about this case (and any relevant documentation) according to the mailing preferences you chose on Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative. **This is a courtesy copy, not the official notice.**

What the Official Notice Said

We have received the application or petition ("your case") listed above. This notice only shows that your case was filed on the "Received Date" listed above. It does NOT grant you any immigration status or immigration benefit, and it is not evidence that your case is still pending. We will notify you in writing when we make a decision on your case or if we need additional information.

Please save this and any other notices about your case for your records. You should also keep copies of anything you send us, as well as proof of delivery. Have these records available when you contact us about your case.

Contacting the Agency

If your safe mailing address changes and you do not have an attorney of record or representative on your case you must submit your address change in writing, with your signature, to the center with jurisdiction over your filing. Otherwise, you might not receive notice of your action on this case. If any other changes need to be made you also must contact the center with jurisdiction over your filing in writing. Please include what changes need to be made and your signature.

If any of the information in your notice is incorrect or you have questions about your case, you can reach USCIS at www.uscis.gov/contact, utilizing the available case inquiry options for "Inquiries for VAWA, T, and U Filings."

SCOPS TEXAS FACILITY
U.S. Citizenship & Immigration Services
6046 N BELT LINE RD.
IRVING, TX 75038-0001

Processing time - Processing times vary by case type. Go to www.uscis.gov to see the current processing times listed by case type and office.

- View your case status on our website's Case Status Online page.
- You can also sign up to receive free email updates as we process your case.
- During most of the time while your case is pending, the processing status will not change. This is because we are working on cases that were filed before your case.
- When we make a decision on your case or if we need something from you, we will notify you by mail and update our systems.
- If you do not receive an initial decision or update from us within our current processing time, visit our website at www.uscis.gov for options for submitting an inquiry.

Biometrics - We require biometrics (fingerprints, a photo, and a signature) for some types of cases. If we need biometrics from you, we will send you a SEPARATE appointment notice with a specific date, time and place for you to go to a USCIS Application Support Center (ASC) for biometrics processing. You must wait for that separate appointment notice and take it (NOT this receipt notice) to your ASC appointment along with your photo identification. Acceptable kinds of photo identification are:

- A passport or national photo ID issued by your country,
- A driver's license,
- A military photo ID, or
- A state-issued photo ID card.

Hello, your document has been forwarded to your deportation officer.
DO. DMC
8/14/24

If you receive more than one ASC appointment notice (even for different cases), take them both to the first appointment date.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

USCIS encourages you to sign up for a USCIS online account. To learn more about creating an account and the benefits, go to https://www.uscis.gov/file-online.

SCOPS TEXAS FACILITY
U.S. CITIZENSHIP & IMMIGRATION SVC
6046 N BELT LINE RD.
IRVING TX 75038-0001

USCIS Contact Center: www.uscis.gov/contactcenter

If this is an interview or biometrics appointment notice, please see the back of this notice for important information.

U.S. Citizenship and Immigration Services

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Notice Date 07/29/2026	Page 2 of 2	Beneficiary [redacted] VIGIL ALVARADO , NAYELI ANAI

Return of Original Documents - Use Form G-884, Request for the Return of Original Documents, to request the return of original documents submitted to establish eligibility for an immigration or citizenship benefit. You only need to submit one Form G-884 if you are requesting multiple documents contained in a single USCIS file. However, if the requested documentation is in more than one USCIS file, you must submit a separate request for each file. (For example: If you wish to obtain your mother's birth certificate and your mother's/father's marriage certificate, both of which are in the USCIS file that pertains to her, submit one Form G-884 with your mother's information.)

NOTICE: The information you provide on and in support of applications and petitions is submitted under the penalty of perjury. USCIS and the U.S. Department of Homeland Security reserve the right to verify this information before and/or after making a decision on your case so we can ensure that you have complied with applicable laws, rules, regulations, and other legal authorities. We may review public information and records, contact others by mail, the internet or phone, conduct site inspections of businesses and residences, or use other methods of verification. We will use the information obtained to determine whether you are eligible for the benefit you seek. If we find any derogatory information, we will follow the law in determining whether to provide you (and the legal representative listed on your Form G-28, if you submitted one) an opportunity to address that information before we make a formal decision on your case or start proceedings.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

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