JUDGE KATHLEEN CARDONE

FILED

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

UNITED STATES DISTRICT COURT

for the

Western District of Texas

AUG 25 2026

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

Jesus Manuel Dorado
A[redacted]

Petitioner

v.

Warden of Camp East Montana, Director of ICE Todd M. Lyons, DHS Secretary Markwayne Mullin, Regional Director of ICE Mary de Anda Ybarra, Todd Blanche

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

Case No. _____
(Supplied by Clerk of Court)

EP26CV2209

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

Personal Information

1. (a) Your full name: Jesus Manuel Dorado
   (b) Other names you have used: _____
2. Place of confinement:
   (a) Name of institution: Camp East Montana Detention Facility
   (b) Address: 6920 Digital Road
   El Paso, TX 79901
   (c) Your identification number: A[redacted]
3. Are you currently being held on orders by:
   ☑ Federal authorities ☐ State authorities ☐ Other - explain:
   D.H.S. ICE
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 D.H.S. ICE

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: Camp East Montana Detention Facility
6920 Digital Road, El Paso, TX 79936

(b) Docket number, case number, or opinion number:

(c) Decision or action you are challenging *(for disciplinary proceedings, specify the penalties imposed)*:
Petitioner is challenging his unlawful detention by D.H.S. ICE

(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:
Petitioner is challenging his unlawful detention by D.H.S. ICE

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:

Petitioner is challenging his unlawful detention by D.H.S. ICE

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:

Petitioner is challenging his unlawful detention by D.H.S. ICE

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: 04/11/2026

(b) Date of the removal or reinstatement order: 04/04/2016

(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: D.H.S. ICE has violated Petitioner's Due Process of Law, 5th Amendment of the U.S. Constitution, and Equal Protection Rights

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 Do not cite cases or law.)*:

Petitioner entered the U.S. on December 21, 1999 on a B2 Visa, legally renounced his Venezuelan Citizenship on 2011, and remains only with his Cuban Citizenship since. ICE issues a Final Administrative Removal Order on 04/04/2016 to Venezuela and was unable to remove Petitioner to Venezuela, Cuba or thrid country back then. ICE released Petitioner on Order of Supervision on 07/07/2016. ICE re-detained Petitioner on 04/11/2026 without any plan, no travel documents, no acceptance by any country and no timeline for removal. No SLRFF.

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

☐ Yes ☑ No

GROUND TWO: Petitioner's detention is unlawful and unwarranted thus violating his 5th Amendment Rights, Due Process of Law, and Equal Protection Rights

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

Petitioner was released on Order of Supervision on July 7, 2016, which is indicative of no significant likelyhood of removal in the foreseeable future. Petitioner complied with all OSUP requirements without any violations for ten (10) years until his unlawful re-detention. There is no significant likelihood of removal in the foreseeable future and ICE cannot produce any travel documents by Venezuela, Cuba, nor even identified a 3rd Country. Because there is no likelihood of removal, there is no reason for this detention and petitioner should be released.

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

☐ Yes ☑ No

GROUND THREE: D.H.S. has violated Petitioner's 5th Amendment of the U.S. Constitution and Due Process of Law. ICE has not shown any evidence that Petitioner's removal is likely in the forseable future. D.H.S. ICE has fail -ed to follow its own regulations in revoking Petitioners Order of Supervision. Petitioner's detention is unlawful.

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

ICE did not provide Petitioner with a Revocation of Order of Supervision and did not provide Petitioner with a prompt Informal Interview. Detention did not know why he was detained nor was he given a opprtunity to be heard as afforded by Due Process. Months later, ICE provided two (2) different versions of Revocation of Order of Supervision (one with and one without country of removal), and a blank Informal Interview document that even the alleged officer apparently refused to sign. 128 days after being detained, no Informal Interview has occured.

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

☐ Yes ☑ No

GROUND FOUR: D.H.S. ICE has no legal grounds to continue Petitioner's detention, which is clearly an abuse power and is in violation of the 5th Amendment of the U.S. Constitution and Due Process of Law.

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

D.H.S. ICE has acted unlawfully in re-detaining Petitioner. ICE has failed to obtain any travel documents or provide any timeline of foreseeable removability. In fact, on April 24, 2026, D.H.S. ICE illegally attempted to remove Petitioner to Venezuela but were unsuccessful as Venezuela refused Petitioner entry because Petitioner is no longer a Venezuelan Citizen and ICE had not even obtained any travel documents nor acceptance from Venezuela. ICE had to return Petitioner to the U.S., same day, same plane. ICE has confirmed Cuba will not accept Petitioner, and ICE cannot produce any travel documents to any third country.

(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: Petitioner comes before this Court in good faith, asking that this motion be granted and to order Petitioner's immediate release ruling in his favor, thus protecting Petitioner's Due Process of Law, 5ht Amendment of the U.S. Constitution, and Equal Protection Rights.

Petitioner respectfully request a Temporary Restraining Order and Preliminary Injunction against respondents and not be transferred outside this Western District of Texas or U.S. until this petition is decided.

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: 06/17/2026

_____
Signature of Petitioner

_____
Signature of Attorney or other authorized person, if any