

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

Gustavo CORRALES CASTILLO, Victor
CORTES-VELADOR, Rosa PADILLA-
PAZ, Ruben MONDRAGON VAZQUEZ,

Petitioners,

v.

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

Respondents.

Case No. 2:25-cv-2172

**PETITION FOR WRIT OF
HABEAS CORPUS**

**INDIVIDUAL
ENFORCEMENT OF
RODRIGUEZ VAZQUEZ BOND
DENIAL CLASS JUDGMENT**

FACTS

1. Petitioners Gustavo Corrales Castillo, Victor Cortes-Velador, Rosa Padilla-Paz, and Ruben Mondragon Vazquez 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).¹

2. 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).” *Rodriguez Vazquez v. Bostock*, No. 3:25-CV-05240-TMC, --- F. Supp. 3d ----, 2025 WL 2782499, at *27 (W.D. Wash. Sept. 30, 2025).

3. 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.*

Petitioner Gustavo Corrales Castillo

4. Petitioner Corrales 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 September 23, 2025, *see* Ex. A;²
- (b) entered the United States without inspection nearly twenty years ago and was not apprehended upon arrival; *see id.*; and
- (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

5. After apprehending Mr. Corrales on September 23, DHS placed Petitioner in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Petitioner as being

¹ The Bond Denial Class is comprised of “[a]ll 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*, No. 3:25-CV-05240-TMC, --- F. Supp. 3d ----, 2025 WL 2782499, at *6 (W.D. Wash. Sept. 30, 2025).

² All exhibit citations are to the authenticating declaration of Aaron Korthuis filed contemporaneously with this petition.

1 inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States
2 without inspection. *See* Ex. B.

3 6. On October 30, 2025, an IJ denied Petitioner's bond request based on lack of
4 jurisdiction, finding that Petitioner is subject to mandatory detention under 8 U.S.C.
5 § 1225(b)(2)(A). The IJ ruled that, in the alternative, if mandatory detention did not apply, the IJ
6 would have set bond at \$15,000. Ex. C.

7 **Petitioner Victor Cortes-Velador**

8 7. Petitioner Cortes-Velador is a member of the Bond Denial Class, as he:

- 9 (a) does not have lawful status in the United States and is currently detained
10 at NWIPC after being apprehended by DHS on October 25, 2025, *see* Ex.
11 D;
- 12 (b) entered the United States without inspection over twenty years ago and
13 was not apprehended upon arrival; *see id.*; and
- 14 (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

15 8. After apprehending Mr. Cortes-Velador on October 24, DHS placed Petitioner in
16 removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Petitioner as being
17 inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States
18 without inspection. *See* Ex. E.

19 9. On October 30, 2025, an IJ denied Petitioner's bond request based on lack of
20 jurisdiction, finding that Petitioner is subject to mandatory detention under 8 U.S.C.
21 § 1225(b)(2)(A). The IJ ruled that, in the alternative, if mandatory detention did not apply, the IJ
22 would have set bond at \$7,500. *See* Ex. F.

23 **Rosa Marina Padilla-Paz**

24 10. Petitioner Padilla-Paz is a member of the Bond Denial Class, as she

- 25 (a) does not have lawful status in the United States and is currently detained
26 at NWIPC after being apprehended by DHS on June 2, 2025, *see* Ex. G;
- 27 (b) was found by the IJ to have entered the United States without inspection
nearly around fifteen years ago and was not apprehended upon arrival; *see*
id.; and
- (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

11. After apprehending Ms. Padilla-Paz on June 2, DHS placed Petitioner in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Petitioner as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. *See* Ex. H.

12. On October 21, 2025, an IJ denied Petitioner's bond request based on lack of jurisdiction, finding that Petitioner is subject to mandatory detention under 8 U.S.C. § 1225(b)(2)(A). The IJ further ruled that Ms. Padilla-Paz is a flight risk or danger to community and denied bond for this additional reason. Ex. I.

13. Ms. Padilla-Paz has filed a notice of appeal of the IJ's bond decision. That appeal remains pending. Ex. J.

Petitioner Ruben Mondragon Vazquez

14. Petitioner Mondragon 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 September 22, 2025, *see* Ex. K;
- (b) entered the United States without inspection years ago and was not apprehended upon arrival; *see id.*; and
- (c) is not detained under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231.

15. After apprehending Mr. Mondragon on September 22, DHS placed Petitioner in removal proceedings pursuant to 8 U.S.C. § 1229a. DHS has charged Petitioner as being inadmissible under 8 U.S.C. § 1182(a)(6)(A)(i), as someone who entered the United States without inspection. *See* Ex. L.

16. October 31, 2025, an IJ denied Petitioner's bond request based on lack of jurisdiction, finding that Petitioner is subject to mandatory detention under 8 U.S.C. § 1225(b)(2)(A). The IJ ruled that, in the alternative, if mandatory detention did not apply, the IJ would have set bond at \$10,000. *See* Ex. M.

17. For all Petitioners, Respondents are bound by the judgment in *Rodriguez Vazquez*, as it has the full "force and effect of a final judgment." 28 U.S.C. § 2201(a). Nevertheless,

1 Respondents continue to flagrantly defy the judgment in that case and continue to subject
2 Petitioners to unlawful detention despite their clear entitlement to consideration for release on
3 bond as Bond Denial Class members.

4 18. The Court should expeditiously grant this petition. Because Respondents are not
5 complying with the final declaratory judgment in *Rodriguez Vazquez*, it should order immediate
6 release as to all Petitioners except for Ms. Padilla-Paz.

7 19. In the alternative, for those with alternative bond orders, the Court should order
8 that within one day, Respondent Department of Homeland Security (DHS) must release
9 Petitioners or allow for Petitioners' release upon payment of the alternative bond amount set by
10 the IJs.

11 20. Finally, as for Ms. Padilla-Paz, the Court should order that Respondents must
12 consider her detained under § 1226(a) and that they may not deny her bond appeal or affirm the
13 IJ order on the basis that § 1225(b)(2) detention applies to her.

14 JURISDICTION & VENUE

15 21. This Court has jurisdiction under 28 U.S.C. § 2241 (habeas corpus), 28 U.S.C.
16 § 1331 (federal question), and Article I, section 9, clause 2 of the United States Constitution (the
17 Suspension Clause). The Court may grant relief pursuant to 28 U.S.C. § 2241; the Declaratory
18 Judgment Act, 28 U.S.C. § 2201 *et seq.*; and the All Writs Act, 28 U.S.C. § 1651.

19 22. Venue is proper in this District because Petitioners are detained at the Northwest
20 ICE Processing Center (NWIPC) in Tacoma, Washington. Venue is also proper under 28 U.S.C.
21 § 1391(e) because Respondents are employees, officers, and agencies of the United States, and a
22 substantial part of the events or omissions giving rise to the claims occurred in this District.

23 PARTIES

24 23. Petitioner Gustavo Corrales Castillo was apprehended by immigration officers on
25 September 23, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial
26 Class certified in *Rodriguez Vazquez*.

1 24. Petitioner Victor Cortes-Velador was apprehended by immigration officers on
2 October 25, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial Class
3 certified in *Rodriguez Vazquez*.

4 25. Petitioner Rosa Padilla-Paz was apprehended by immigration officers on June 2,
5 2025, and is currently detained at NWIPC. She is a member of the Bond Denial Class certified in
6 *Rodriguez Vazquez*.

7 26. Petitioner Ruben Mondragon Vazquez was apprehended by immigration officers
8 on September 22, 2025, and is currently detained at NWIPC. He is a member of the Bond Denial
9 Class certified in *Rodriguez Vazquez*.

10 27. Respondent Cammilla Wamsley is the Seattle Field Office Director of ICE's
11 Enforcement and Removal Operation division. As Petitioners' immediate custodian, she is
12 responsible for Petitioners' detention and removal. She is named in her official capacity.

13 28. Respondent U.S. Department of Homeland Security (DHS) is the federal agency
14 responsible for implementing and enforcing the Immigration and Nationality Act (INA),
15 including the detention and removal of noncitizens.

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

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

22 **CLAIM FOR RELIEF**

23 **Violation of the INA:**

24 **Request for Relief Pursuant to *Rodriguez Vazquez***

25 31. Petitioners repeat, re-allege, and incorporate by reference each and every
26 allegation in the preceding paragraphs as if fully set forth herein.
27

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

33. 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.

34. 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).

35. 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 and order the immediate release of Petitioners with alternative bond orders;
- c. Alternatively, issue a writ of habeas corpus requiring that within one day, Respondents release Petitioners with alternative bond orders unless they allow for those Petitioners' release upon payment of the alternative bond amount and any other conditions set by the IJs;
- d. Issue a writ of habeas corpus as to Petitioner Rosa Padilla-Paz requiring Respondents to consider her detained under 8 U.S.C. § 1226(a) and ordering that they may not deny her bond appeal or affirm the IJ order on the basis that 8 U.S.C. § 1225(b)(2) detention applies to her;
- 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.

1 DATED this 1st of November, 2025.

2 s/ Matt Adams

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