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Attorneys for Petitioner

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

Portland Division

L-J-P-L-, an adult,

Petitioner,

v.

CAMMILLA WAMSLEY, Seattle Field Office Director, Immigration and Customs Enforcement and Removal Operations ("ICE/ERO"); TODD LYONS, Acting Director of Immigration Customs Enforcement ("ICE"); U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT; KRISTI NOEM, Secretary of the Department of Homeland Security ("DHS"); U.S. DEPARTMENT OF HOMELAND SECURITY; and PAMELA BONDI, Attorney General of the United States,

Respondents.

Case No. 25-cv-01390-IM

Agency No. AXXX-XXX-629

DECLARATION OF PETITIONER L-J-P-L- IN SUPPORT OF HIS MOTION TO RECONSIDER

DECLARATION OF PETITIONER L-J-P-L- IN SUPPORT OF HIS MOTION TO RECONSIDER

I, L-J-P-L-, hereby declare under penalty of perjury pursuant to 28 U.S.C. §1746 that the foregoing is true and correct to the best of my knowledge and belief:

1. I am the Petitioner in this matter. I have been identified in these filings as L-J-P-L-.
2. After the judge issued her ruling on my habeas petition on August 22, 2025, I felt hopeless.
3. On or around August 23, 2025, I received a message at the detention center to contact my attorney. Later that day, I called my attorney and she explained that the judge had denied my habeas petition and that I was going to remain in detention. I asked if there was anything that could be done. My attorney explained that the decision could be appealed but that would likely take months, and I would remain in detention. She also mentioned that the judge had ordered the government to perform a reasonable fear interview soon, and depending on the result the government could reinstate my prior removal. I asked about my asylum case as well, and the attorney explained that she did not know what would happen since a motion was still pending and the case was still open in immigration court. I told her that being in detention was really hard and that I did not want to stay detained for long, so I would talk to my partner and decide as a family.
4. A couple days after, I received some documents from ICE that I understood said that within 48 hours I would have a fear interview. I called my partner and explained to her that being in detention was very hard and I was not doing well.
5. By the beginning of September, the officers in Tacoma arranged for me to have a call. They explained they were going to perform a reasonable fear interview. I requested a

Mam interpreter and an interpreter was called. I also requested them to call my attorney to be present in the call and the officer said that it was not necessary. After that, I explained to the officer that I did not want to proceed with the interview and was going to accept the removal. I was afraid still to return to Guatemala, but I could not stand being imprisoned for an uncertain amount of time.

6. The officers then explained that I was going to be removed in a few days. I felt some relief because it had become unbearable to be detained. They also asked me if I wanted to be deported with my daughter and I said no.
7. I contacted my partner before leaving Tacoma. The officers had explained I would be transported to another facility and then I would take a plane to Guatemala. I explained to my partner that I did not know exactly when I would be deported or arrive to Guatemala but asked if she could alert family that I would arrive in the following week of September 15.
8. On or around Saturday, September 13, 2025, I was transported first to Florence, Arizona and then to a facility in Texas. I arrived in Texas on Monday, September 15. That night, I was in the holding area and spent the night on the floor, there were no beds or blankets.
9. The next day, officers came to pick up the group and placed us in handcuffs. They then reviewed the list of the people who were on the flight. I was not on that list, so they returned me to the holding area and I spent another night there sleeping on the floor.
10. The next day, the officers processed my property and that night they finally put me on a plane. They said the flight was heading to El Salvador first, and then to Guatemala. We were all wearing shackles and handcuffs that were tied around our waist with chains.

11. We arrived to El Salvador and they released all the people from El Salvador. Then the plane took off to Guatemala, the guards started to take off the shackles and handcuffs from everyone and the officers reviewed the list for Guatemala that was the next stop. The officers told me that I would not be getting off the plane in Guatemala. I asked an officer why, and she said that "maybe it is because there was a mistake or maybe there was a signature missing on documents, we don't know, that is not our job, we just do as we are told."
12. At that time, I felt my heart drop, and I started shaking and felt pressure on my chest, I felt I was going to pass out. I was also feeling very nauseous. I called for help and a nurse on the plane came to see me, but she said that there was no medication on the plane. She spoke Spanish and I tried to explain in Spanish how I was feeling, but I felt I could not explain properly without a Mam interpreter. She gave me some water and an alcohol wipe to smell and see if that helped to make me feel better. This did not help; three hours later I started to have chest pain, nausea and shaking again.
13. Once we landed in Guatemala, I asked a fellow detainee if he could help me contact my partner to let her know that I was being sent back to Texas. I gave him her number and he left the plane.
14. On or around September 17, 2025, I arrived in Texas again at the ICE Camp East Montana at Fort Bliss. I did not understand what was going on or why they were returning me after they had already sent me to Guatemala. I just wanted this nightmare to be over.
15. Upon arrival to Texas, I was able to call my wife for approximately one minute. I told her quickly what had happened and that I was taken now to "ICE Camp Montana." I also said

that they were just letting me borrow the phone shortly because I did not have any money on my account.

16. I learned from other people that this detention facility had been recently built. We are staying in warehouses that are built like tents. There are around 60 people sleeping in the warehouse. While I do have a mattress and blankets in a bunkbed, I cannot sleep more than four hours a night because I do not feel physically well and I am scared. On one night the officers woke me up at 4:00 am.
17. During the time that I have been here, I have requested to see a doctor three times because I still feel pressure on my chest, but I have not had a response yet.
18. When I was returned to Texas, the officers asked if I had an attorney, and I said that I did. I did not know how to call my attorney and the officers never explained to me how to call, and it was not until a few days had passed that they told me I had a scheduled call with my attorney. Since I have been detained, the officers have mistreated me; they do not answer any of my questions or do anything about the medical requests, they just dismiss me and yell often.
19. Every day I feel worse, both physically and emotionally. I can barely eat and drink water. I wake up at night and cry because I cannot take this anymore. I do not understand why they are doing this to me. It has been an ongoing nightmare.
20. I am still afraid to return to Guatemala because I fear I will get killed, but I would rather face that risk than remain incarcerated, far from my family and isolated. I feel like the government does not care what happens to me or if what they do harms me. I feel like I do not matter.

21. All I want is to be free again. I want to be with my partner and my daughters. I am not a criminal, I have never hurt anyone, so I do not understand why all this is happening to me.

I HEREBY DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Dated: September 24, 2025.

J. P. L

L-J-P-L-
Petitioner

CERTIFICATE OF TRANSLATION

I, Nelly Garcia Orjuela, declare that on September 24, 2025, I caused the foregoing declaration to be translated faithfully and accurately into Mam for the witness through the telephonic certified interpreter service offered by Linguava Interpretation Services. Before the translation, I confirmed that the witness was able to understand the interpreter. After I finished translating the foregoing declaration via the interpreter, the witness verified that the contents of the declaration are true and accurate.

Nelly Garcia Orjuela
Innovation Law Lab
PO Box 40204
Portland, OR 97240
503-922-3042

September 24, 2025
Date