

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA**

David Betancourt Gomez v. Kristi Noem, et al.

No. 1:25-cv-1866 DC AC P · No. No. 1:25-cv-1866 DC AC P · Decided December 31, 2025

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF
CALIFORNIA 10 11 DAVID BETANCOURT GOMEZ, No. 1:25-cv-1866 DC AC P 12
Petitioner, 13 v. ORDER 14 KRISTI NOEM, et al., 15 Respondent. 16 17 Petitioner, an
immigration detainee, has filed an application for a writ of habeas corpus 18 pursuant to 28 U.S.C.
§ 2241.

In his application, petitioner challenges his detention in U.S. 19 Immigration and Customs
Enforcement (ICE) custody. By order filed December 22, 2025, the 20 Federal Defender was
directed to locate counsel to represent petitioner, though counsel has yet to 21 be appointed. ECF
Nos. 7, 8.

However, it has since come to the court's attention that the petition 22 states petitioner was
incarcerated at the Adelanto Detention Facility in Adelanto, California, and 23 the ICE detainee
locator website confirms that petitioner is currently detained at that location. 24 Adelanto is
located in San Bernardino County, which is located in an area covered by the District 25 Court for
the Central District of California.

Jurisdiction over this § 2241 petition is proper only in 26 the district of confinement. See Doe v.
Garland, 109 F.4th 1188, 1197-98 (9th Cir. 2024). 27 Accordingly, in the interests of justice this
action will be transferred to the United States District 28 Court for the Central District of
California pursuant to 28 U.S.C. § 1631. 1 In accordance with the above, IT IS HEREBY
ORDERED that: 2 1.

This matter is transferred to the United States District Court for the Central District of 3 |
California. 4 2. The Clerk of the Court is directed to serve a copy of this order on the Federal 5 ||
Defender, Attention: Habeas Appointment. 6 || DATED: December 31, 2025 ALLISON CLAIRE 8
UNITED STATES MAGISTRATE JUDGE 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26
27 28