

**UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF
FLORIDA, FORT MYERS DIVISION**

**Luis Cardoze Santana v. Immigration and Customs Enforcement et
al.**

Cardoze Santana · No. 2:26-cv-00191-SPC-NPM · Decided February 6, 2026

SUMMARY

The United States District Court for the Middle District of Florida dismissed without prejudice Luis Cardoze Santana's pro se petition for a writ of habeas corpus under 28 U.S.C. § 2241. The court found that the petition lacked sufficient factual detail to determine whether his immigration detention violated his rights and allowed him 21 days to file an amended petition.

OPINION

UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF FLORIDA FORT MYERS DIVISION LUIS CARDOZE SANTANA, Petitioner, v. Case No.: 2:26-cv-00191-SPC-NPM IMMIGRATION AND CUSTOMS ENFORCEMENT et al., Respondents, / OPINION AND ORDER Before the Court is Luis Cardoze Santana's pro se Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241 (Doc. 1). Immigration and Customs Enforcement (ICE) arrested Cardoze Santana on January 21, 2026, and he is currently detained at the detention center known as Alligator Alcatraz.

Cardoze Santana claims his detention is illegal, but he does not say why. The Court reviews the petition under Rule 4 of the Rules Governing Section 2254 cases.¹ Courts in this district and around the country have found recent changes to ICE detention policies unlawful as applied in certain situations. See, e.g., *Bautista v. Santacruz*, --- F. Supp. 3d ---, 2025 WL 3713982 (C.D.

Cal. Dec. 18, 2025). But Cardoze Santana does not provide enough detail for the Court to 1 Courts may apply the rules to habeas actions brought under § 2241. See Section 2254 Rule 1(b). determine whether ICE violated his rights.

The petition does not include potentially important facts, like when he entered the country, the status of any removal proceedings, the circumstances of his arrest, and any efforts to gain relief through administrative procedures. Conclusory allegations are not enough to warrant habeas relief. See *Chavez v. Sec'y, Fla. Dep't of Corr.*, 647 F.3d 1057, 1061 (11th Cir.

2011). Cardoze Santana is not entitled to habeas relief on any ground in his petition. Accordingly, the petition (Doc. 1) is DISMISSED without prejudice. Cardoze Santana may file an amended

petition within 21 days of this order. Otherwise, the Court will enter judgment and close this case without further notice. DONE AND ORDERED in Fort Myers, Florida on February 38, 2026.

UNITED STATES DISTRICT JUDGE SA: FTMP-1

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