

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
TEXAS, BROWNSVILLE DIVISION

Anna Tokareva v. Warden, El Valle Detention Center

Tokareva · No. 1:26-CV-309 · Decided April 1, 2026

SUMMARY

The United States District Court for the Southern District of Texas dismissed Anna Tokareva's petition for a writ of habeas corpus challenging her continued immigration detention. The court adopted the magistrate judge's recommendation, finding no clear error and dismissing the petition without prejudice as premature.

OPINION

Southern District of Texas ENTERED UNITED STATES DISTRICT COURT April 01, 2026
SOUTHERN DISTRICT OF TEXAS Nathan Ochsner, Clerk BROWNSVILLE DIVISION
ANNA TOKAREVA, § Petitioner,: VS.: CIVIL ACTION NO. 1:26-CV-309 WARDEN, EL
VALLE DETENTION CENTER,: Respondent. ORDER Petitioner Anna Tokareva is currently
detained by Immigration and Customs Enforcement at the El Valle Detention Center in Willacy
County, Texas.

In this habeas action, Petitioner challenges her continued custody after an Immigration Judge issued an order of removal in October 2025. A United States Magistrate Judge recommends that the Petition be dismissed without prejudice as premature. (R&R, Doc. 7 (citing *Zadvydas v. Davis*, 533 U.S. 678, 688 (2001))) No party filed objections to the Report and Recommendation. "When no timely objection is filed, the court need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation." FED.

R. Civ. P. 72(b), Advisory Comm. Note (1983). The Court has reviewed the Report and Recommendation and finds no clear error within it. As a result, the Court ADOPTS the Report and Recommendation (Doc. 7). It is: ORDERED that Petitioner Anna Tokareva's Petition for Writ of Habeas Corpus (Doc. 1) is DISMISSED WITHOUT PREJUDICE.

The Clerk of Court is directed to close this case... Co" Signed on April 1, 2026. 5 [> fi di, □□
Fernando Rodriguez, Jr. United States District Judge 1/1