

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

Kelvin Douglas Godinez-Juarez v. Kristi Noem, et al.

No. CV-25-04409-PHX-KML (DMF) (D. Ariz. Dec. 23, 2025) · No. No. CV-25-04409-PHX-KML (DMF) ·
Decided December 23, 2025

SUMMARY

The District of Arizona granted Kelvin Douglas Godinez-Juarez’s petition for a writ of habeas corpus under 28 U.S.C. § 2241. The court ordered respondents to release him or provide a bond hearing within ten days, without regard to Matter of Yajure Hurtado, and required a notice of compliance.

CASE DETAILS

COURT	United States District Court for the District of Arizona
WRITING FOR THE COURT	Krissa M. Lanham
JURISDICTION	United States District Court for the District of Arizona
DECIDED	December 23, 2025
DOCKET	No. CV-25-04409-PHX-KML (DMF)
DISPOSITION	granted
PROCEDURAL POSTURE	Petitioner sought federal habeas relief under 28 U.S.C. § 2241 from his continued immigration detention without a bond hearing. After ordering respondents to show cause and receiving briefing, the court granted the petition.
STANDARD OF REVIEW	The court evaluated the § 2241 petition and the asserted statutory basis for mandatory detention; no separate formal standard-of-review formulation appears in the opinion.
PRECEDENTIAL VALUE	District-court order; precedential status not stated in the source.

TOPICS

- federal habeas corpus
- immigration detention
- removal proceedings
- administrative procedure act

PRACTICE AREAS

- immigration detention
- federal habeas corpus
- administrative law

QUESTIONS PRESENTED

1. Whether petitioner was entitled to habeas relief requiring his release or a bond hearing notwithstanding respondents' contention that he was an arriving alien subject to mandatory detention under 8 U.S.C. § 1225(b)(2)(A).
2. Whether the court should require that any bond hearing proceed without regard to Matter of Yajure Hurtado.

HOLDINGS

1. Petitioner was entitled to relief under § 2241; respondents had to release him immediately or provide a bond hearing within ten days.
2. The required bond hearing had to be provided without regard to Matter of Yajure Hurtado.

KEY QUOTATIONS

“The petition is granted and respondents must release petitioner or provide him a bond hearing.” (at 1)

“The petition is granted, and petitioner must be released immediately or provided a bond hearing within ten days without regard to Matter of Yajure Hurtado.” (at 2)

FACTUAL BACKGROUND

Petitioner was born in Guatemala and had lived in the United States for approximately eighteen years. He applied for a U visa in December 2023 and received a bona fide determination and employment authorization from U.S. Citizenship and Immigration Services on May 14, 2025. Federal agents arrested him on September 10, 2025, and he had not received a bond hearing. Respondents maintained that he was an arriving alien subject to mandatory detention, despite acknowledging prior decisions rejecting that position.

PROCEDURAL HISTORY

Godinez-Juarez filed a § 2241 habeas petition challenging his detention and lack of a bond hearing. The court issued an order to show cause on December 3, 2025, respondents filed a response, and petitioner filed a reply. The court granted the petition and ordered respondents either to release petitioner or provide a bond hearing within ten days, followed by a notice of compliance.

DISPOSITION

granted

REMAND INSTRUCTIONS

Respondents must release petitioner immediately or provide a bond hearing within ten days without regard to Matter of Yajure Hurtado. Respondents must file a notice of compliance within five days. The clerk was directed to enter judgment for petitioner and close the case.

CASES CITED

- Matter of Yajure Hurtado, 29 I&N 216 (B.I.A. 2025)

- Zepeda v. Noem, CV-25-4236-PHX-KML (D. Ariz. Dec. 11, 2025)
- Castanon-Nava v. U.S. Dep't of Homeland Sec., No. 25-3050, 2025 WL 3552514, at *9 (7th Cir. Dec. 11, 2025)
- Bautista v. Santacruz, No. 5:25-CV-01873-SSS-BFM, Doc. 94 (C.D. Cal. Dec. 18, 2025)

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