



Written by [R. Cort Kirkwood](#) on May 6, 2026

ICE Bags Child-rape Suspect in Fairfax County, Va., After Detainer Ignored; Defiance of Federal Laws Continues

Yet again, Immigration and Customs Enforcement has likely saved a child in Virginia from sexual assault by arresting an illegal alien freed by Fairfax County.

ICE agents awaited Walvin Victor Hugo Garcia after a judge freed him to leave a courtroom, where he had appeared to answer a charge of child rape.

Garcia is the second such individual authorities in Virginia have released and whom ICE has been forced to arrest. In February, ICE bagged Iranian illegal Shayan Kahhal. Yet the agents can't be everywhere.



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A Fairfax County prosecutor released a violent Third World "migrant" who had been arrested almost three dozen times despite a warning from cops not to do so. Result: Abdul Jalloh stabbed 41-year-old mom Stephanie Minter to death at a bus stop, prosecutors allege.



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Homeland Security ✓

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[@ICEgov](#) has arrested a Guatemalan illegal alien CHILD PREDATOR after [@GovernorVA](#) and Fairfax sanctuary politicians RELEASED HIM.

Walvin Victor Hugo Garcia was arrested in June 2025 for felony charges of rape of a child less than 13 years of age, aggravated sexual battery of a [Show more](#)



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Latest Detainer Ignored

The Garcia case is typical. Local authorities ignore a valid detainer from ICE, then release a dangerous suspect.

In this case, the Department of Homeland Security reported, cops arrested Garcia in June 2025 and charged him with raping a child under 13 years old and using a computer to commit a sexual offense with a minor. Cops also allege he distributed drugs to a minor.

“Following his initial arrest in June, ICE lodged a detainer asking Fairfax County sanctuary politicians to not release this illegal alien from jail back onto the streets,” [DHS reported](#):

Unfortunately, sanctuary politicians REFUSED to cooperate with ICE. Garcia was allowed to leave court without ICE being notified.

ICE arrested him on May 1, the day of his court appearance.

ICE was ready and waiting, and as luck would have it, Garcia showed up at his court appearance, [Fox News reported](#). Agents collared the illegal Guatemalan inside the courthouse, but not in the courtroom.

And as is also typical in so many of these cases, Joe Biden’s administration released Garcia into the country when he jumped the border at Eagle Pass, Texas, in October 2023. Despite a final order of deportation in February 2025, he was still here in June, being arrested for the rape.

Spanberger Fights ICE

Garcia’s case is not unique. Virginia authorities freed illegal-alien rapist Kahhal of Iran, which meant ICE had to track him down too. [His crimes included](#) rape and strongarm sodomy.

As far as Fairfax County goes, Garcia is just one of four dangerous Guatemalan illegals ICE has captured, including yet another whom authorities released despite a detainer, [DHS reported](#):

- In April, [Roni Mendez-Escobar](#), an illegal alien from Guatemala, was arrested by ICE after previously being released by Fairfax County, despite being charged with possession of child porn with intent to distribute.
- In April, [Misael Lopez Gomez](#), another illegal alien from Guatemala, was arrested and charged with murder and felony child abuse after bludgeoning his own 3-month-old daughter to death.
- In March, [Anibal Armando Chavarria Muiy](#), an illegal alien from Guatemala, was arrested and charged with second degree murder after fatally stabbing a man inside his home.





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Immediately upon taking office in February, Virginia Governor Abigail Spanberger, a Democrat and former CIA officer, banned state (but not local) authorities [from cooperating](#) with ICE to rid the country of illegal-alien rapists and murderers.

Then came Jalloh.

[Fairfax County cops arrested](#) the 32-year-old illegal from Sierra Leone for the stabbing murder of Minter at a bus stop.

Cops had arrested him more than 30 times on charges of “rape, malicious wounding, assault, drug possession, identity theft, trespassing, larceny, firing a weapon, contributing to the delinquency of a minor, and pick pocketing.”

“ICE previously lodged a detainer against Jalloh in 2020, and he was granted a final order of removal by



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a judge who found he could be removed to any country other than Sierra Leone,” [DHS reported](#).

After that arrest, frighteningly enough, [Spanberger announced](#) that authorities would not turn Jalloh over to federal authorities without a “judicial warrant.”

White House Responds

White House aide Stephen Miller offered some legal tutoring for Spanberger:

“Federal judicial warrants are for arresting and charging people to stand trial for specific federal crimes before a judge and jury,” he wrote on X:

They have nothing to do with deportation. Zero. Nothing. The system for deporting criminal aliens from state custody is, and always has been, ICE requesting a custody transfer prior to release. Thousands of criminals are removed every week through this system. In Sanctuary cities/states, criminal aliens are simply set free to maim and murder.



If Spanberger follows through on her threat, she might be prosecuted under [8 U.S. Code 1324](#), “Bringing in and harboring certain aliens,” which applies to sanctuary officials in two codicils. It punishes anyone who:

knowing or in reckless disregard of the fact that an alien has come to, entered, or remains in the United States in violation of law, conceals, harbors, or shields from detection, or



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attempts to conceal, harbor, or shield from detection, such alien in any place, including any building or any means of transportation; [or]

encourages or induces an alien to come to, enter, or reside in the United States, knowing or in reckless disregard of the fact that such coming to, entry, or residence is or will be in violation of law.

Three other applicable laws, as former [U.S. Attorney General Pam Bondi warned](#) sanctuary jurisdictions, are these:

- [18 U.S. Code 1071](#) — forbids concealing a person from arrest;
- [18 U.S. Code 1505](#) — forbids obstruction of proceedings before departments, agencies, and committees; and/or
- [8 U.S. Code 1373](#) — forbids blocking communication between government agencies and the Immigration and Naturalization Service.

Border czar Tom Homan [has repeatedly promised](#) the arrest and prosecution of sanctuary officials who stand in ICE's way. That hasn't happened.

At a border security expo in Phoenix, Arizona, yesterday, responding to critics who wondered about the mass deportations that President Donald Trump promised during his campaign, [Homan said](#) they "are coming."



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