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IN THE UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

LOBA L.M.,

Petitioner,

v.

U.S. ATTORNEY GENERAL BONDI, ET AL.,

Respondents.

CASE NO. 1:25-CV-00611-SAB

MOTION TO DISMISS AND STRIKE
UNLAWFULLY NAMED OFFICIALS; AND
STATEMENT OF NON-OPPOSITION TO
MOTION TO PROCEED BY PSEUDONYM

On 5/22/2025, Petitioner filed for relief under 28 U.S.C. § 2241. ECF 1. Petitioner, a non-citizen alien, claimed that detention pending removal violated the U.S. Constitution (Due Process Clause of the Fifth Amendment). ECF 1 at 26-28. For relief, Petitioner demanded that this Eastern District of California (EDCA) court-of-custody simply order release on conditions of supervision or order a DHS detention (bond) hearing. *Id.* In connection with the underlying habeas demands, Petitioner moved to proceed under the pseudonym “Loba, L.M.”. Also, Petitioner unlawfully named numerous officials who do not act as Petitioner's custodian.

HEREBY, Respondent is not opposed to use of the above captioned pseudonym. HEREBY FURTHER, Respondent moves to strike and to dismiss all unlawfully named officials under § 2241. A petitioner seeking habeas corpus relief is limited to name only the officer having custody of said petitioner as the respondent to the petition. *Riego v. Current or Acting Field Office Director*, Slip Op., 2024 WL 4384220, (E.D. Cal. Oct. 3, 2024) (ordering § 2241 petitioner, a non-citizen alien, to file a

1 motion to amend his petition to “name a proper respondent” and setting forth that “[f]ailure to amend the
2 petition and state a proper respondent will result in dismissal of the petition for lack of jurisdiction”).
3 *See also* 28 U.S.C. § 2242; *Rumsfeld v. Padilla*, 542 U.S. 426, 430 (2004); *Ortiz-Sandoval v. Gomez*, 81
4 F.3d 891, 894 (9th Cir. 1996). *Doe v. Garland*, 109 F.4th 1188, 1197 (9th Cir. 2024).

5 Dated: June 23, 2025

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7 By: /s/ MICHELLE RODRIGUEZ
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