

1 Alvaro M. Huerta (CA SBN 274787)  
 2 *ahuerta@immdef.org*  
 3 Carson Adrianna Scott (CA SBN 337102)  
 4 *cscott@immdef.org*  
 5 Alison Steffel (CA SBN 346370)  
 6 *asteffel@immdef.org*  
 7 Immigrant Defenders Law Center  
 8 634 S. Spring St., 10th Fl.  
 9 Los Angeles, CA 90014  
 10 Telephone: (213) 634-7601  
 11 Facsimile: (213) 282-3133

*Pro Bono Attorneys for Petitioner*

9 **UNITED STATES DISTRICT COURT**  
 10 **DISTRICT OF ARIZONA**

11 O.E.O.,  
 12 **Petitioner,**  
 13  
 14 v.  
 15 Fred Figueroa, et al.,  
 16 **Respondents.**

Case No. CV-25-02283-PHX-DWL  
(MTM)

***DISCOVERY MATTER***

**REQUEST FOR TELEPHONIC  
 CONFERENCE ON PENDING  
 DISCOVERY RESPONSES**

Hon. Dominic W. Lanza  
United States District Judge

Referred to Hon. Michael T. Morrissey  
United States Magistrate Judge

21  
 22  
 23  
 24  
 25  
 26  
 27  
 28

1           Petitioner hereby requests a telephonic conference on pending discovery responses  
2 for today, December 23, 2025, at 2:00 P.M. MST, or as soon thereafter as this matter may  
3 be heard before the above-captioned Court, located at 401 W. Washington St. #10,  
4 Phoenix, AZ 85003.

5           Petitioner is a fifteen-year-old unaccompanied child currently detained at Eloy  
6 Detention Center. On November 12, 2025, this Court granted Petitioner's Motion for  
7 Limited Expedited Discovery and ordered Petitioner to serve discovery requests within  
8 fourteen days of the Court's order and for Respondents to reply to those requests within  
9 twenty-one days of service. *See* Dkt. 59, Discovery Order at 10. The Court also ordered  
10 that the deposition of three government officials be completed within seventy-five days  
11 of its order, by January 26, 2025. *Id.*

12           Petitioner now seeks (1) a telephonic conference before this Court this afternoon  
13 and (2) an order compelling Respondents to produce responsive discovery by December  
14 26, 2025. *See* Dkt. 59 (ordering depositions to be completed by January 26, 2026); *see*  
15 *also* Scott Dec'l., Ex. A, Email Correspondence at 6 (email from Respondents' Counsel  
16 on December 17, 2025, requesting extension of Respondent ORR's discovery responses  
17 to December 26, 2025). Petitioner served Petitioner's First Set of Requests for  
18 Production and Petitioner's First Set of Interrogatories on Respondents on November 26,  
19 2025. *See* Dec'l. of Carson Adrianna Scott in Support of Petitioner's Request for  
20 Hearing and Motion to Compel Discovery Responses (hereinafter "Scott Dec'l.") at ¶ 5.  
21 Pursuant to this Court's order, Respondents were required to produce their responses by  
22 December 17, 2025. *See* Dkt. 59. On December 17, 2025, at 8:55 p.m. MST, Counsel  
23 for Respondents informed Counsel for Petitioner that they would not meet the December  
24 17 deadline. *See* Scott Dec'l. at ¶ 6. Respondents' Counsel stated that they would  
25 provide discovery as to Respondent ICE by December 19, 2025, and requested an  
26 extension for Respondent ORR to provide discovery by December 26, 2025. *Id.* On  
27 Thursday, December 18, 2025, at 1:42 p.m. MST, Petitioners' Counsel responded and  
28

1 agreed to an extension for Respondent ORR to December 22, 2025. *Id.* However,  
2 Respondents did not send Respondent ICE's discovery on December 19, 2025, or reply to  
3 Counsel for Petitioner's email seeking information on the status of those responses. *Id.*

4 On December 22, 2025, Petitioner's Counsel emailed Respondents' Counsel at  
5 10:57 a.m. MST offering to hold a phone call to discuss the past-due discovery responses  
6 and informing Respondents' Counsel that if Petitioner did not receive the discovery  
7 responses or hear back from Counsel for Respondents by that day at 5:00 p.m. MST,  
8 Petitioner's Counsel would request a hearing before the magistrate for the next day,  
9 December 23, 2025. *Id.* at ¶ 7. Counsel for Petitioner also called Respondents' Counsel  
10 at 5:41 p.m. MST but received no answer. Petitioner's Counsel then emailed  
11 Respondents' Counsel at 5:48 p.m. MST requesting a call to confer about the past-due  
12 discovery responses. *Id.*

13 Respondents' Counsel returned Counsel for Petitioner's call at 6:07 p.m. MST and  
14 said the discovery would not be ready by the end of that day, requested an extension on  
15 the discovery responses to December 23, 2025, and stated that she would like to discuss a  
16 potential remand of the case to the agency, ORR. *Id.* at ¶ 8. Respondents' Counsel also  
17 stated that Respondents may seek an extension of the discovery responses to January 7,  
18 2026, over Petitioner's objection. *Id.* Counsel for Petitioner agreed to the extension to  
19 December 23, 2025, to discuss the potential remand and requested a telephonic  
20 conference call with Respondents' Counsel for December 23, 2025, at 12:00 p.m. MST.  
21 *Id.* This morning, Respondents' Counsel informed Petitioner that Respondents have not  
22 replied to her request for information about the potential remand to the agency. *Id.* at ¶ 9.  
23 Petitioner replied and informed Respondents' Counsel that if Petitioner did not hear back  
24 from Respondents by 11:30 a.m. MST, Petitioner would move forward with requesting a  
25 telephonic conference this afternoon before the magistrate judge to resolve the pending  
26 discovery dispute. *Id.* As of the filing of this Request for Telephonic Conference,  
27 Respondents' Counsel has not replied to Counsel for Petitioner. *Id.*

28

1 Pursuant to Federal Rule of Civil Procedure 37(a) and Local Rule 7.2(j), Counsel  
2 for Petitioner and Respondents' Counsel have met and conferred via teleconference and  
3 written correspondence. *See* Scott Decl., Ex. A. The parties held a telephonic conference  
4 on December 22, 2025, after exchanging written correspondence. *Id.* The parties have  
5 been unable to reach agreement regarding the subject matter of this Request. On  
6 December 23, 2025, at 12:42 p.m. MST, undersigned Counsel called the Court's  
7 chambers at (602) 322-7680 and left a voicemail requesting a telephonic conference for  
8 this afternoon on the past-due discovery responses. Petitioner thus respectfully requests  
9 to be heard on the matter today, December 23, 2025, so that the discovery dispute may be  
10 resolved quickly.

11 Respectfully submitted on December 23, 2025,

12 */s/ Carson Adrianna Scott*

13 Carson Adrianna Scott

14 *Pro Bono Attorney for Petitioner*

15

16

17

18

19

20

21

22

23

24

25

26

27

28