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7 Attorneys for Respondents-Defendants

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 MARIA ELENA RUIZ OTERO, as next friend)
12 and on behalf of ISMAEL DAVID CAICEDO)
13 RUIZ,)

14 Petitioner-Plaintiff,)

15 v.)

16 POLLY KAISER, Acting Field Office Director)
of the San Francisco Immigration and Customs)
17 Enforcement Office, et al.)

18 Respondents-Defendants.

CASE NO. 25-cv-06536

**STIPULATION AND [PROPOSED] ORDER
REGARDING BRIEFING SCHEDULE FOR
TRO**

Judge: Hon. Nathanael Cousins

19 Pursuant to Civil Local Rules 6-1(b), 6-2 and 7-12, and subject to the Court's approval,
20 Petitioner-Plaintiff Maria Elena Ruiz Otero, as next friend and on behalf of Ismael David Caicedo Ruiz
21 ("Petitioner") and Respondents-Defendants Polly Kaiser, Todd M. Lyons, Kristi Noem, and Pamela
22 Bondi ("Respondents") hereby stipulate as follows:

23 WHEREAS, on August 3, 2025, Petitioner filed a Motion for Temporary Restraining Order
24 ("TRO") (ECF No. 2);

25 WHEREAS, on August 3, 2025, this Court issued an order granting Petitioner's motion for a
26 TRO to preserve the status quo pending further briefing and a hearing on this matter (ECF No. 4
27 ("August 3 Order"));

28 STIPULATION RE: BRIEFING SCHEDULE FOR TRO
25-CV-06536

1 WHEREAS, the Court's August 3 Order stated, in relevant part: "This Order shall remain in
2 effect until Sunday, August 17, 2025, at 5:00 p.m.," *id.* at 6;

3 WHEREAS, Petitioner and Respondents consent to the Court's August 3 Order remaining in
4 effect pending a decision from this Court on Petitioner's Motion for Temporary Restraining Order,
5 following briefing and a hearing;

6 WHEREAS, the Court's August 3 Order required Respondents to provide briefing on why a
7 preliminary injunction should not issue by August 8, 2025, with Petitioner to provide a reply by August
8 12, 2025, *id.* at 7;

9 WHEREAS, the parties have agreed on a revised briefing and hearing schedule for Petitioner's
10 Motion for Temporary Order and the Court's order to show cause;

11 NOW THEREFORE, IT IS HEREBY STIPULATED by and between Petitioner and
12 Respondents that, subject to the Court's approval:

13 1. The following deadlines will apply to Petitioner's Motion for Temporary Restraining
14 Order and the Court's order to show cause:

Event	Date
Respondents file opposition brief	8/15/2025
Petitioner files reply	8/19/2025
Hearing on Motion	8/22/2025

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18 2. The Court's August 3 Order will remain in effect pending a decision from this Court on
19 Petitioner's Amended Motion for Temporary Restraining Order following briefing and a hearing.

20 3. If the Court is amenable, counsel for the parties respectfully request to appear via video
21 for the hearing on the above motion.

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1 DATED: August 5, 2025

Respectfully submitted,

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3 CRAIG H. MISSAKIAN
United States Attorney

4 /s/ Roman A. Swoopes
5 ROMAN A. SWOOPES
Assistant United States Attorney

6 *Attorneys for Respondents-Defendants*

7 DATED: August 5, 2025

LAWYERS' COMMITTEE FOR CIVIL RIGHTS
OF THE SAN FRANCISCO BAY AREA

8 /s/ Jordan Wells
9 JORDAN WELLS

10 *Attorneys for Petitioner*

11 **ECF ATTESTATION**

12 In accordance with Civil Local Rule 5(i)(3), I, Roman A. Swoopes, attest that I have obtained
13 concurrence in the filing of this document from all other signatories listed here.

1 **[PROPOSED] ORDER**

2 Pursuant to the parties' stipulation, IT IS HEREBY ORDERED that:

3 1. The following deadlines will apply to Petitioner's Motion for Temporary Restraining
4 Order and the Court's order to show cause:

5

Event	Date
Respondents file opposition brief	8/15/2025
Petitioner files reply	8/19/2025
Hearing on Motion	8/22/2025

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8 2. The Court's August 3 Order will remain in effect pending a decision from this Court on
9 Petitioner's Amended Motion for Temporary Restraining Order following briefing and a hearing.

10 3. Counsel for the parties may appear remotely via video for the hearing on the above
11 motion.

12 Pursuant to stipulation, IT IS SO ORDERED.

13
14 DATED: _____

HON. NATHANAEL COUSINS
United States Magistrate Judge

1 I declare under penalty of perjury under the laws of the United States of America that the foregoing is
2 true and correct.

3 Dated: August 5, 2025

/s/ Roman A. Swoopes
Roman A. Swoopes
Assistant United States Attorney