1 2	CRAIG H. MISSAKIAN (CABN 125202) United States Attorney			
3	Chief, Civil Division ROMAN A. SWOOPES (CABN 274167) Assistant United States Attorney 60 South Market Street, Suite 1200 San Jose, California 95113 Telephone: (408) 535-5084			
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6	FAX: (408) 535-5081 Roman.Swoopes@usdoj.gov			
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) CASE NO. 25-cv-06536			
12	and on behalf of ISMAEL DAVID CAICEDO) RUIZ, STIPULATION AND [PROPOSED] ORDER			
13	Petitioner-Plaintiff, REGARDING BRIEFING SCHEDULE FOR TRO			
14	y.) Judge: Hon. Nathanael Cousins			
15	POLLY KAISER, Acting Field Office Director)			
16	of the San Francisco Immigration and Customs) Enforcement Office, et al.			
17	Respondents-Defendants.			
18	Nosyvingents Detention			
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			

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

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

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

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

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

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

The following deadlines will apply to Petitioner's Motion for Temporary Restraining
 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

- The Court's August 3 Order will remain in effect pending a decision from this Court on
 Petitioner's Amended Motion for Temporary Restraining Order following briefing and a hearing.
- 3. If the Court is amenable, counsel for the parties respectfully request to appear via video for the hearing on the above motion.

1	DATED: August 5, 2025	Respectfully submitted,	
2		CRAIG H. MISSAKIAN	
3	1)	United States Attorney	
4		/s/ Roman A. Swoopes ROMAN A. SWOOPES	
5		Assistant United States Attorney	
6		Attornevs for Respondents-Defendants	
7	DATED: August 5, 2025	LAWYERS' COMMITTEE FOR CIVIL RIGHTS OF THE SAN FRANCISCO BAY AREA	
8		/s/ Jordan Wells	
9	9	JORDAN WELLS	
10	141	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.		
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28	STIPULATION RE: BRIEFING SCHEDULE FOR TRO 25-CV-06536		

25-CV-06536

[PROPOSED] ORDER

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

1. The following deadlines will apply to Petitioner's Motion for Temporary Restraining

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

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

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

Pursuant to stipulation, IT IS SO ORDERED.

DATED:	
	HON, NATHANAEL COUSINS

HON. NATHANAEL COUSING
United States Magistrate Judge

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

DECLARATION OF ROMAN A. SWOOPES

I, Roman A. Swoopes declare as follows:

- 1. I am an Assistant United States Attorney for the Northern District of California and counsel for Respondents-Defendants Polly Kaiser, Todd M. Lyons, Kristi Noem, and Pamela Bondi in this action. I have personal knowledge of the matters set forth below, except those matters that are based on information and belief, which I believe to be true, and could and would testify competently to them if called to do so.
- 2. I submit this declaration in support of the Stipulation and Proposed Order Regarding Briefing Schedule for TRO.
- 3. On August 3, 2025, Petitioner filed a Motion for Temporary Restraining Order ("TRO") (ECF No. 2).
- 4. On August 3, 2025, this Court issued an order granting Petitioner's motion for a TRO to preserve the status quo pending further briefing and a hearing on this matter (ECF No. 4 ("August 3 Order")). The Court's August 3 Order stated, in relevant part: "This Order shall remain in effect until Sunday, August 17, 2025, at 5:00 p.m.," id. at 6. The Court's August 3 Order required Respondents to provide supplemental briefing by August 8, 2025, with Petitioner to provide a reply by August 12, 2025, id. at 7.
- 5. Counsel for Petitioner and Respondents met and conferred and agreed that extending the briefing schedule to August 15, 2025 for Respondents' brief and August 19, 2025 for Petitioner's reply would allow the parties additional time to address the Court's August 3 Order. Counsel for Petitioner and Respondents further consented that the Court's August 3 Order could remain in effect pending a decision from this Court on Petitioner's Motion for Temporary Restraining Order after briefing and a hearing.
 - 6. The parties have not previously requested any modifications of time in this case.

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STIPULATION RE: BRIEFING SCHEDULE FOR TRO

25-CV-06536

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. /s/ Roman A. Swoopes
Roman A. Swoopes
Assistant United States Attorney Dated: August 5, 2025

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