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8 Counsel for Petitioners

9 **UNITED STATES DISTRICT COURT FOR THE**  
10 **SOUTHERN DISTRICT OF CALIFORNIA**

11 Jose Guadalupe SIXTOS CHAVEZ; Juan  
12 Manuel HERNANDEZ DIAZ; and Jesus  
13 HERRERA TORRES;

14 Petitioners,

15 v.

16 Kristi NOEM, et al.

17 Respondents.  
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No. 3:25-cv-02325-CAB-SBC

SUPPLEMENTAL  
DECLARATION OF STACY  
TOLCHIN IN SUPPORT OF  
PETITIONER'S *EX PARTE*  
APPLICATION FOR  
TEMPORARY RESTRAINING  
ORDER AND ORDER TO SHOW  
CAUSE RE: PRELIMINARY  
INJUNCTION

1 I, Stacy Tolchin, hereby declare and state the following:

2 1. My business address is Law Offices of Stacy Tolchin, 776 E. Green St.  
3 Suite 210, Pasadena, CA 91101.

4 2. I have personal knowledge of the events described below and represent  
5 Petitioners before the immigration court.

6 3. This declaration supplements my prior declaration of September 8, 2025.

7 4. Attached as **Exhibit F** is the September 17, 2025 decision of the  
8 immigration judge denying bond for Petitioner Jesus Herrera Torres.

9

10

11 Pursuant to 28 C.F.R. § 24.201(f), I hereby verify that the information  
12 provided in the application and all accompanying material is true and correct to the  
13 best of my information and belief. Executed this 17<sup>th</sup> day of September 2025 at  
14 Pasadena, CA.

15

16

S/Stacy Tolchin

17

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Counsel for Petitioner

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## **EXHIBIT F**



UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
OTAY MESA IMMIGRATION COURT

Respondent Name:

HERRERA-TORRES, JESUS

To:

Tolchin, Stacy  
776 E. Green St Suite 210  
Pasadena, CA 91101

A-Number:



Riders:

In Custody Redetermination Proceedings

Date:

09/17/2025

**ORDER OF THE IMMIGRATION JUDGE**

The respondent requested a custody redetermination pursuant to 8 C.F.R. § 1236. After full consideration of the evidence presented, the respondent's request for a change in custody status is hereby ordered:

☒ Denied, because  
the court lacks jurisdiction to hear the bond pursuant to matter of Yajure Hurtado.

☐ Granted. It is ordered that Respondent be:  
☐ released from custody on his own recognizance.  
☐ released from custody under bond of \$  
☐ other:

☐ Other:

*MINT*

Immigration Judge: SAMEIT, MARK 09/17/2025

Appeal: Department of Homeland Security: ☒ waived ☐ reserved  
Respondent: ☒ waived ☐ reserved  
Appeal Due:

### Certificate of Service

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Respondent Name : HERRERA-TORRES, JESUS | A-Number : 

Riders:

Date: 09/17/2025 By: Rosa Rodriguez, Court Staff