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*Attorney for Petitioners*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

ODTMAN ALFONSO CARDENAS  
CASTELLANOS, et al.,

Petitioners,

v.

SERGIO ALBARRAN, et al.,

Respondents.

CASE NO. 5:25-cv-07962-NW

**PETITIONERS' SUPPLEMENTAL  
BRIEF IN SUPPORT OF  
PRELIMINARY INJUNCTION**

1 The Court granted Petitioners' request for a preliminary injunction on October 14, 2025 and  
2 ordered the parties to immediately inform the Court, within three days, of any changes to  
3 Petitioners' immigration status or upcoming immigration proceedings. Petitioners now submit this  
4 supplemental brief to update the Court on changes that occurred at four of the Petitioners' October  
5 9, 2025 master calendar hearings.

6 At the October 9, 2025 master calendar hearings, the Immigration Judge granted the  
7 Department of Homeland Security's motions to dismiss the cases of the following Petitioners:  
8 Odtman Alfonso Cardenas Castellanos, Alizda Nallive Lara Del Rio,<sup>1</sup> Herlinda Patino Gonzalez,  
9 and Yolima Trujillo Mejia. They all have until November 10, 2025 to file an appeal with the Board  
10 of Immigration Appeals. Petitioner Ermides Garzon Meneses remains scheduled for his next master  
11 calendar hearing on December 17, 2026, and his case has not been dismissed.

13 Although four of the Petitioners had their removal proceedings dismissed, this does not  
14 change Petitioners' argument that due process prevents the government from re-detaining them  
15 absent a pre-deprivation bond-hearing. *See Mendoza v. Albarran*, No. 25-cv-08205-VC, 2025 U.S.  
16 Dist. LEXIS 202876, \*2 (N.D. Cal. October 10, 2025) ("Regardless of which immigration statute  
17 applies to the petitioners, the petitioners have a liberty interest in remaining free from detention that  
18 has developed as a result of the government releasing the petitioners from detention on their own  
19 recognizance."). In addition, even if the Court had not yet granted a preliminary injunction in this  
20 case, the government would still be prohibited from re-detaining Petitioners under 8 U.S.C. §  
21 1225(b)(1) because of the stay issued in *Make the Rd. N.Y. v. Noem*, No. 25-cv-190 (JMC), 2025  
22 LX 389496 (D.D.C. Aug. 29, 2025). As such, the dismissal of Petitioners' immigration cases has no  
23 immediate effect on this litigation.  
24  
25

26  
27 <sup>1</sup> Counsel for Petitioners apologizes for the discrepancy the Court pointed out at n.3 in its order granting  
28 preliminary injunction would like to clarify that Ms. del Rio entered the United States in December 2023.

1 Date: October 15, 2025

Respectfully Submitted,

2 /s/ Jordan Weiner

3 Jordan Weiner

4 *Attorney for Petitioners*