

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 25-cv-3017-GPG-TPO

KHRISTYNE BATZ BARRENO,

Petitioner,

v.

JUAN BALTAZAR, *et al.*,

Respondents.

PETITIONER'S RESPONSE TO RESPONDENTS' STATUS REPORT

Petitioner, through counsel, respectfully offers this Response to Respondents' Status Report.

1. Petitioner confirms that she was released pursuant to an immigration judge's order granting her \$8,000 bond. *See* ECF No. 20-1 (IJ bond order).
2. However, at the hearing, the IJ expressly declined to impose additional conditions of release on Petitioner. *See* ECF No. 20-2 (Declaration of Jillian Wagman). Nonetheless, ICE is subjecting Petitioner to a significant additional imposition on her liberty, requiring her to wear an ankle monitor.
3. In recent months, courts have found it to be a due process violation when ICE requires noncitizens to wear an ankle monitor in cases where an immigration judge has ordered that no additional conditions should be imposed on that noncitizen's release. *See, e.g., N-N- v.*

McShane, 2025 WL 3143594 (E.D. Pa. Nov. 10, 2025), at *4; *Orellana Juarez v. Moniz*, 788 F. Supp. 3d 61, 69 (D. Mass. 2025).

4. Petitioner's counsel has addressed this issue with counsel for Respondents and is hopeful that it can be resolved without intervention from this Court. However, Petitioner respectfully requests that this Court retain jurisdiction over this case for thirty (30) days, in case additional proceedings are necessary to address whether ICE's ankle monitor requirement comports with this Court's earlier order (Dkt. 18) and the IJ's bond order.

Dated: November 26, 2025

Respectfully submitted,

/s/ James D. Jenkins

James D. Jenkins (MO #57258, VA #96044)

P. O. Box 6373

Richmond, VA 23230

jjenkins@valancourtbooks.com

(804) 873-8528

Attorney for Petitioner

Certificate of Service

I hereby certify that the foregoing was filed via the Court's CM/ECF system this 26th day of November, 2025, which sent notice of such filing to all parties.

/s/ James D. Jenkins

Attorney for Petitioner