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Attorneys for Petitioner

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Homero GARCIA,

Petitioner,

v.

Kristi NOEM, Secretary, Department of
Homeland Security; Pam BONDI, Attorney
General; EXECUTIVE OFFICE FOR
IMMIGRATION REVIEW; Todd LYONS,
Executive Associate Director of ICE
Enforcement and Removal
Operations (ERO); and David A. MARIN,
Adelanto Immigration and Customs
Field Office Director,

Respondents.

Civil Case No.:

2:25-cv-09474-KK-AS

**PETITIONER'S *EX PARTE*
APPLICATION FOR
COMPLAINT FOR
TEMPORARY
RESTRAINING
ORDER AND ORDER TO
SHOW CAUSE**

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Pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure, Petitioner hereby moves the Court for emergency relief in the form of a temporary restraining order directing Respondents to release Petitioner from their custody or to provide Petitioner with an individualized bond hearing before an immigration judge pursuant to 8 U.S.C. § 1226(a) within seven (7) days of issuance of an Order.

Petitioner also seeks a temporary restraining order enjoining Respondents from relocating Petitioner outside of the Central District of California pending final resolution of this case.

Petitioner further moves for the issuance of an order to show cause as to why a preliminary injunction should not issue.

This application is supported by the Memorandum of Points and Authorities, accompanying exhibits, as well as any additional submissions that may be considered by the Court.

Respondents have indicated that they will either oppose this TRO application or refrain from stipulating thereto until after it has been filed with the court.

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2 Dated: October 7, 2025

3 Respectfully submitted,

4 /s/Jose R. Jordan, Esq.

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CERTIFICATE OF COUNSEL

Pursuant to Rule 65(b)(1)(B) of the Federal Rules of Civil Procedure, L.R. 7-19.1, and L.R. 65-1, I hereby certify that on October 7, 2025, I spoke to Daniel Beck, Chief, Complex and Defensive Litigation Section, U.S. Attorney's Office, Central District of California to inquire into whether Respondents would oppose a TRO. More specifically, I provided Mr. Beck with a copy of the Application for a Temporary Restraining Order, Memorandum of Points and Authorities, and Petition for Writ of Habeas Corpus to Mr. Beck by emailing copies thereof to Daniel.Beck@usdoj.gov shortly after filing the pleadings via CM/ECF.

Dated: October 7, 2025

Respectfully submitted,

/s/Jose R. Jordan, Esq.

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