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7 **UNITED STATES DISTRICT COURT**
8 **SOUTHERN DISTRICT OF CALIFORNIA**

9 Carmelo BELTRAN;
10 Victorino CARRENO RAMIREZ;
11 Diego Edmilson MEJIA
12 CHIVLAN; and
13 Marino FLORES PEREZ,

Petitioners,

14 v.

15 Kristi NOEM, Secretary, U.S.
16 Department of Homeland Security;
17 Pamela BONDI, U.S. Attorney General;
18 Todd LYONS, Acting Director,
19 Immigration and Customs Enforcement;
20 Gregory J. ARCHAMBEAULT,
21 Director, San Diego Field Office,
22 Immigration and Customs Enforcement,
23 Enforcement and Removal Operations;
24 Jeremy CASEY, Warden, Imperial
25 Regional Detention Facility; Christopher
26 J. LAROSE, Warden, Otay Mesa
27 Detention Center; EXECUTIVE
28 OFFICE FOR IMMIGRATION
REVIEW; IMMIGRATION AND
CUSTOMS ENFORCEMENT;
DEPARTMENT OF HOMELAND
SECURITY,

Respondents.

Case No. '25CV2650 LL DEB

**PETITIONERS' EX PARTE
APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE**

1 Pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure and CivLR
2 83.3(g)(2), Petitioners hereby move the Court for emergency relief in the form of a
3 temporary restraining order directing Respondents to release Petitioners from their
4 custody or to provide Petitioners with individualized bond hearings before an
5 immigration judge pursuant to 8 U.S.C. § 1226(a) within seven days of issuance of
6 an Order.

7 Petitioners also seek a temporary restraining order enjoining the Respondents
8 from relocating Petitioners outside of the Southern District of California pending
9 final resolution of this case.

10 Petitioners further move for the issuance of an order to show cause as to why
11 a preliminary injunction should not issue.

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

15 As described in the Declaration of Counsel below, counsel for Respondents
16 has been provided with advance notice of this filing.

17
18 Dated: October 6, 2025

Respectfully submitted,

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20 s/ Niels W. Frenzen
21 NIELS W. FRENZEN
22 JEAN REISZ
23 USC GOULD SCHOOL OF LAW,
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Attorneys for Petitioners

CivLR 83.3(g)(2) DECLARATION OF COUNSEL

Pursuant to Rule 65(b)(1)(B) of the Federal Rules of Civil Procedure and CivLR 83.3(g)(2), I hereby certify that on Friday, October 3, 2025 at approximately 1:15 PM, I emailed Ms. Janet Cabral, Chief, Civil Division, U.S. Attorney's Office, Southern District of California, and AUSA Erin Dimbleby and informed them that my office was preparing to file this ex parte application for TRO on Monday, October 6, 2025. I received an automated email response from AUSA Dimbleby stating that she was furloughed due to the lapse in federal funding and to contact Glen Dorgan at Glen.Dorgan@usdoj.gov if urgent. I forwarded my original email to Glen Dorgan.

I will provide a copy of the Application for a Temporary Restraining Order, Memorandum of Points and Authorities, Supporting Exhibits, and Petition for Writ of Habeas Corpus to Ms. Cabral, Mr. Dorgan, and Mary Wiggins, Civil Docketing Clerk, U.S. Attorney's Office for the Southern District of California by email

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1 immediately after the pleadings are filed via ECF on October 6, 2025.
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4 Dated: October 6, 2025

Respectfully submitted,

5 s/ Niels W. Frenzen

6 NIELS W. FRENZEN

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12 Attorneys for Petitioners
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 6, 2025, I served a copy of this Application for TRO and OSC by email to the following individuals:

Mary Wiggins
Civil Docketing Clerk
U.S. Attorney's Office
880 Front Street, Suite 6293
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s/ Niels W. Frenzen

Niels W. Frenzen

Counsel for Petitioners