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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

Carmelo BELTRAN, et al.,  
Petitioners,  
v.  
Kristi NOEM, Secretary, U.S.  
Department of Homeland Security, et al.,  
Respondents.

Case No. 3:25-cv-2650-LL-DEB

**PETITIONERS' NOTICE OF  
SUPPLEMENTAL AUTHORITY  
IN SUPPORT OF ISSUANCE OF  
TEMPORARY RESTRAINING  
ORDER**

1 Petitioners respectfully submit the following supplemental authority in  
2 support of their application for a temporary restraining order filed on October 6,  
3 2025. ECF No. 2.

5 In addition to the thirteen decisions listed below that were issued after  
6 October 6, 2025 by judges in the Eastern, Central, and Southern Districts of  
7 California, there have been at least thirty-five similar decisions issued elsewhere.  
8 The decisions support the conclusion that the detention of noncitizens such as  
9 Petitioners who are placed under removal proceedings and are present without  
10 admission in the United States is governed by 8 U.S.C. § 1226(a) and that such  
11 persons are not subject to mandatory detention under 8 U.S.C. § 1225(b)(2).

12 Recent California district court decisions include the following: *Alvarez*  
13 *Chavez v. Kaiser*, 2025 WL 2909526 (N.D. Cal. Oct. 9, 2025); *J.S.H.M. v. Wofford*,  
14 2025 WL 2938808 (E.D. Cal. Oct. 16, 2025); *Coc Tut v. Noem*, No. 5:25-cv-2701-  
15 DOC-AGR (C.D. Cal. Oct. 16, 2025); *Sabi Polo v. Chestnut*, 2025 WL 2959346  
16 (E.D. Cal. Oct. 17, 2025); *Menjivar Sanchez v. Wofford*, 2025 WL 2959274 (C.D.  
17 Cal. Oct. 17, 2025); *Gomez Garcia v. Noem*, 2025 WL 2986672 (C.D. Cal. Oct. 22,  
18 2025); *Martinez Lopez v. Noem*, No. 3:25-cv-02734 (S.D. Cal. Oct. 23, 2025);  
19 *Esquivel-Ipina v. Larose*, 2025 WL 2998361 (S.D. Cal. Oct. 24, 2025); *Castellanos*  
20 *Lopez v. Warden, Otay Mesa Det. Ctr.*, 2025 WL 3005346 (S.D. Cal. Oct. 27,  
21 2025); *J.A.E.M. v. Wofford*, 2025 WL 3013377 (E.D. Cal. Oct. 27, 2025); *J.A.C.P.*  
22 *v. Wofford*, 2025 WL 3013328 (E.D. Cal. Oct. 27, 2025); *Suy Tol v. Noem*, No.  
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1 5:25-cv-2806-JFW-AS (C.D. Cal Oct. 29, 2025); *Portillo v. Noem*, No. 5:25-cv-  
2 2892-JFW-PVCx (C.D. Cal Oct. 31, 2025).  
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5 Dated: October 31, 2025

Respectfully submitted,

7 s/ Niels W. Frenzen  
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Attorneys for Petitioners

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**3:25-cv-02651-JO-BJW** Duenas Cordova v. LaRose et al

Jinsook Ohta, presiding

Brian J. White, referral

**Date filed:** 10/06/2025**Date terminated:** 10/15/2025**Date of last filing:** 10/15/2025

## History

Doc. No.	Dates	Description
<u>1</u>	<i>Filed &amp; Entered:</i> 10/06/2025	Petition for Writ of Habeas Corpus
<u>2</u>	<i>Filed &amp; Entered:</i> 10/07/2025	Minute Order (No Time)
<u>3</u>	<i>Filed &amp; Entered:</i> 10/09/2025	Notice of Appearance
<u>4</u>	<i>Filed &amp; Entered:</i> 10/09/2025 <i>Terminated:</i> 10/10/2025	Motion to Vacate
<u>5</u>	<i>Filed &amp; Entered:</i> 10/10/2025	Order on Motion to Vacate
<u>6</u>	<i>Filed &amp; Entered:</i> 10/15/2025 <i>Terminated:</i> 10/15/2025	Motion to Dismiss
<u>7</u>	<i>Filed &amp; Entered:</i> 10/15/2025	Order on Motion to Dismiss

