

1 Jan Joseph Bejar (CA 110192)
2 jbejar@janbejar.com
3 LAW OFFICES OF JAN JOSEPH BEJAR, A PLC
4 3230 Fifth Avenue, Suite 100
5 San Diego, CA 92103
6 Telephone: (619) 291-1112
7 Facsimile: (619) 291-1102

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

10 Sergio SOLIS-BECERRIL,

11 Petitioner,

12 v.

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

26 Respondents.

Case No. '25CV3002 JES JLB

**PETITIONER'S 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), Petitioner hereby moves the Court for emergency relief in the form of a temporary
3 restraining order directing Respondents to release Petitioner from his custody or provide
4 Petitioner with an individualized bond hearing before an immigration judge pursuant to 8
5 U.S.C. § 1226(a) within seven days of issuance of an Order.
6

7 Petitioner also seeks a temporary restraining order enjoining the Respondents from
8 relocating Petitioner outside of the Southern District of California pending final resolution of
9 this case.
10

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

13 This application is supported by a Memorandum of Points and Authorities,
14 accompanying exhibits, as well as any additional submissions that may be considered by the
15 Court.
16

17 As described in the Declaration of Counsel below, counsel for Respondents has been
18 provided with advance notice of this filing.
19

20 Dated: November 5, 2025

Respectfully submitted,

21 s/ Jan Joseph Bejar
22 JAN JOSEPH BEJAR
23 LAW OFFICES OF JAN JOSEPH BEJAR,
24 A PROFESSIONAL LAW CORPORATION
25 3230 Fifth Avenue, Suite 100
26 San Diego, CA 92103
27 Telephone: (619) 291-1112
28 Email: jbejar@janbejar.com

Attorney for Petitioner

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 November 4, 2025 at approximately 9:28 a.m., Attorney Nicole Leon of my office emailed AUSA Janet Cabral, Chief, Civil Division, U.S. Attorney's Office, Southern District of California, and informed her that my office was preparing to file a Petition for Writ of Habeas Corpus in this matter and this ex parte application for TRO. Ms. Cabral confirmed receipt of my email and stated that my office could send the documents to her via email once filed. On November 5, 2025, at approximately 3:27 p.m., Ms. Leon from my office emailed AUSA Erin Dimbleby and informed her as well that my office will be filing a Petition for Writ of Habeas Corpus and ex parte application for TRO in this matter.

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, Ms. Dimbleby, and Mary Wiggins, Civil Docketing Clerk, U.S. Attorney's Office for the Southern District of California by email immediately after the pleadings are filed via ECF on November 5, 2025.

Dated: November 5, 2025

Respectfully submitted,

s/ Jan Joseph Bejar
JAN JOSEPH BEJAR
LAW OFFICES OF JAN JOSEPH BEJAR,
A PROFESSIONAL LAW CORPORATION
3230 Fifth Avenue, Suite 100
San Diego, CA 92103
Telephone: (619) 291-1112
Email: jbejar@janbejar.com

Attorney for Petitioner

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 5, 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, San Diego, CA 92101
Email: Mary.Wiggins@usdoj.gov

Janet Cabral, Assistant U.S. Attorney
Chief, Civil Division
Southern District of California
U.S. Attorney's Office
880 Front Street, Suite 6293, San Diego, CA 92101
Janet.Cabral@usdoj.gov

Erin Dimpleby, Assistant U.S. Attorney
Chief, Civil Division
Southern District of California
U.S. Attorney's Office
880 Front Street, Suite 6293, San Diego, CA 92101
Erin.Dimpleby@usdoj.gov

s/ Jan Joseph Bejar

Jan Joseph Bejar

Attorney for Petitioner