

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

Jose Mario R.S.,

Petitioner,

v.

Pamela BONDI, U.S. Attorney
General, et. al.,

Respondents.

Civil Action No: 25-cv-4296
(JRT/JFD)

**PETITIONER'S REPLY TO
RESPONDENTS ANSWER TO
PETITION FOR WRIT OF
HABEAS CORPUS**

Petitioner respectfully replies to Respondent's November 25th, 2025, Response to Petition for Writ of Habeas Corpus (hereafter "Response"), Docket No. 10., as follows:

Following the hearing before the Honorable Judge Tunheim yesterday and the response submit by the Government, the District Court in *Maldonado Bautisa* granted a nationwide class certification and partial summary judgement on behalf of the class rejecting *Matter of Yujure Hurtado* and the predecessor ICE policy applying 235(b0(2)(A) detention without bond to all persons who entered without admission or inspection.

The class certification order expressly states, "When considering this determination with the MSJ Order, the Court extends the same declaratory relief granted to Petitioners to the Bond Eligible Class as a whole." *See Pg. 14 of Exhibit*

A. The Bond Eligible Class is nationwide and encompasses: All noncitizens in the United States without lawful status who (1) have entered or will enter the United States without inspection; (2) were not or will not be apprehended upon arrival; and (3) are not or will not be subject to detention under 8 U.S.C. § 1226(c), § 1225(b)(1), or § 1231 at the time the Department of Homeland Security makes an initial custody determination.

In light of these developments, Petitioner respectfully requests that this Court grant the habeas forthwith pursuant to 28 U.S.C. Section 2243 as Petitioner is a class member and a District Court has now issued a declaratory judgement in his favor demonstrating that his current detention is unlawful.

Dated: November 26, 2025

Respectfully submitted,

s/ Maria Miller

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