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10 **UNITED STATES DISTRICT COURT**
11 **SOUTHERN DISTRICT OF CALIFORNIA**

12 **JONATAN REYES-MEDINA,**

13 Petitioner,

14 vs.

15 **CHRISTOPHER J. LAROSE, SENIOR**
16 **WARDEN OTAY MESA DETENTION CENTER,**
17 **UNITED STATES IMMIGRATION AND CUSTOMS**
18 **ENFORCEMENT; KRISTI NOEM, SECRETARY,**
19 **UNITED STATES DEPARTMENT OF HOMELAND**
20 **SECURITY; PAMELA BONDI, UNITED STATES**
21 **ATTORNEY GENERAL; TODD LYONS, ACTING**
22 **DIRECTOR, IMMIGRATION AND CUSTOMS**
23 **ENFORCEMENT; GREGORY J.**
24 **ARCHAMBEAULT, DIRECTOR, SAN DIEGO**
25 **FIELD OFFICE, IMMIGRATION AND CUSTOMS**
26 **ENFORCEMENT AND REMOVAL OPERATIONS,**
27 **U.S. DEPARTMENT OF HOMELAND SECURITY,**

28 Respondents.

CASE NO.: 3:25-cv-03129-BJC-DDL

PETITIONER’S REPLY TO
RESPONDENTS’ RETURN IN
OPPOSITION TO PETITION FOR WRIT
OF HABEAS CORPUS AND RESPONSE
IN OPPOSITION TO MOTION FOR TRO

AGENCY NO. 

INTRODUCTION

Respondents’ arguments in their Return in Opposition to the Petition for

PETITIONER’S REPLY TO RESPONDENTS’ RETURN IN OPPOSITION TO
PETITION FOR WRIT OF HABEAS CORPUS AND RESPONSE IN OPPOSITION
TO MOTION FOR TEMPORARY RESTRAINING ORDER

1 **Writ of Habeas Corpus and Response in Opposition to the Motion for a**
2 **Temporary Restraining Order have been rendered moot in light of the orders**
3 **of November 20, 2025 (declaring the Department of Homeland Security’s**
4 **(DHS) practice set forth in the Matter of Yajure Hurtado, 29 I&N Dec. 216**
5 **(BIA 2025) as unlawful under the Fifth Amendment to the United States**
6 **Constitution and the Immigration and Nationality Act) and November 25,**
7 **2025 (certifying the class and thereby ordering the release of class members**
8 **such as the Petitioner) in the nation-wide class action in the matter of**
9 **Maldonado Bautista, et al v. Noem, et al., Case No. 5:25-cv-01873--SSS-BFM**
10 **(C.D. Cal. 2025), copies of which are appended as Appendixes A and B,**
11 **respectively, in the accompanying compilation of Appendixes A and B, with**
12 **table of contents, in support of Petitioner’s [instant] Reply.**

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18 **Therefore, the Petitioner respectfully requests that the Court order that**
19 **the Immigration Judge’s (IJ) bond order of October 31, 2025, see Exhibit 11**
20 **of the Exhibits in Support of Petition for Writ of Habeas Corpus and**
21 **Memorandum of Points and Authorities in Support of Petitioner’s**
22 **Application for Temporary Restraining Order (Exhibits) on file with the**
23 **Clerk of the Court, denying him bond be vacated and that the IJ’s bond order**

1 of July 25, 2025, see Exhibit 6 of such Exhibits, granting him bond in the
2 amount of \$3,500.00 be reinstated and that he be released forthwith upon the
3 posting thereof as it is undisputed that he meets the class eligibility
4 requirements set forth in Maldonado Bautista, et al v. Noem, et al.
5

6
7 *Bond Eligible Class:* All noncitizens in the United
8 States without lawful status who (1) have entered or
9 will enter the United States without inspection; (2)
10 were not or will not be apprehended upon arrival;
11 and (3) are not and will not be subject to detention
12 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.

13 See Appendix B at 32.

14 For the foregoing reasons, the Court should grant Mr. Reyes’s Petition
15 for Writ of Habeas Corpus and Application for Temporary Restraining Order.
16

17 Respectfully submitted,

18 DATED: December 1, 2025

19 Montes, Montes & Montes

20 /s/ Raul M. Montes

21 Raul M. Montes
22 Attorneys for Petitioner

CERIFICATE OF SERVICE

**I HEREBY CERTIFY that on December 1, 2025, I served a copy of the
Petitioner’s Reply to Respondents’ Return In Opposition to Petition for Writ
of Habeas Corpus and Response in Opposition to Motion for Temporary
Restraining Order by e-mail to the following individuals, and each of them:**

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**/s/ Raul M. Montes
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Attorneys for Petitioner**

**PETITIONER’S REPLY TO RESPONDENTS’ RETURN IN OPPOSITION TO
PETITION FOR WRIT OF HABEAS CORPUS AND RESPONSE IN OPPOSITION
TO MOTION FOR TEMPORARY RESTRAINING ORDER**