

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

EVANGELINA MORALES,
Individually and on behalf of all others
similarly situated,

Petitioner,

v.

PAMELA BONDI, ET AL.,

Respondents.

CASE NO. 1:25-CV-01472
Honorable Hala Y. Jarbou

**EXPEDITED CONSIDERATION
REQUESTED Pursuant to Local Rule
7.1(e)**

AVANTI LAW GROUP, PLLC
Robert Anthony Alvarez (P66954)
Meghan Moore (P73392)
Victor M Jimenez Jr. (P85194)
Attorneys for Petitioner
600 28th St. SW
Wyoming, MI 49509
(616) 257-6807
ralvarez@avantilaw.com
vjimenez@avantilaw.com
mmoore@avantilaw.com

LAW OFFICE OF AMY MALDONADO LLC
Amy Maldonado (Illinois Bar No. 6256961)
Adriana I.B. Klemish (P86742)
Attorneys for Petitioner
333 Albert Ave., Suite 390
East Lansing, MI 48823-4351
Tel. (517) 803-2870
Fax (888) 299-3780
amy@amaldonadolaw.com
adriana@amaldonadolaw.com

**PETITIONER'S MOTION FOR DECLARATORY JUDGMENT AND
REQUEST FOR EXPEDITED CONSIDERATION**

NOW COMES Petitioner Evangelina Morales, individually and on behalf of the putative class, by and through her undersigned counsel, and pursuant to 28 U.S.C. § 2201, Fed. R. Civ. P. 57, and W.D. Mich. LCivR 7.1(e), hereby moves this Honorable Court for the entry of a Declaratory Judgment and for Expedited Consideration of this Motion.

In support of this Motion, Petitioner has filed an accompanying brief and requests the following:

1. Pursuant to W.D. Mich. LCivR 7.1(e), Petitioner requests expedited consideration of this Motion. The continued deprivation of liberty without due process constitutes irreparable harm. Moreover, the government's refusal to apply this Court's statutory interpretation in *Mendez* to similarly situated detainees has created an urgent enforcement gap that requires immediate judicial intervention.
2. Petitioner respectfully requests that this Court enter an Order:
 - a. Declaring that Petitioner and the putative class are detained pursuant to 8 U.S.C. § 1226(a), not § 1225(b)(2);
 - b. Declaring that *Matter of Yajure-Hurtado*, 29 I. & N. Dec. 216 (BIA 2025), is contrary to law and invalid;
 - c. Declaring that Respondents' denial of bond hearings violates the Due Process Clause; and
 - d. Enjoining Respondents from applying the unlawful policy and ordering prompt bond hearings for the class.

WHEREFORE, Petitioner respectfully requests that this Court grant this Motion for Declaratory Judgment, grant Expedited Consideration, and award such further relief as the Court deems just and proper.

Dated: November 30, 2025

By: /s/ Robert Anthony Alvarez

AVANTI LAW GROUP, PLLC
Robert Anthony Alvarez (P66954)
Meghan Moore (P73392)
Victor M Jimenez Jr. (P85194)
Attorneys for Petitioner

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MALDONADO LLC**
Amy Maldonado (Illinois Bar No. 6256961)
Adriana I.B. Klemish (P86742)
Attorneys for Petitioner