

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

PABLO CALEL TZOC,

Petitioner,

v.

KRISTI NOEM, *et al.*

Respondents.

Case No. 1:25-cv-2140

RESPONSE TO COURT'S ORDER (DKT. NO. 4)

The Federal Respondents, through their undersigned counsel, hereby respectfully submit the instant response to this Court's order of December 30, 2025 (Dkt. No. 4) in the above-captioned habeas action.

In its recent order, this Court directed the Federal Respondents to "file either a Notice indicating that the factual and legal issues presented in this Petition do not differ in any material fashion from those presented in Andrade Portillo v. Perry, et al., 1:25-cv-1646 (E.D.Va.), or an Opposition to the Petition discussing the material differences between Andrade Portillo v. Perry and this Petition." Order (Dkt. No. 4). The Federal Respondents submit that the factual and legal issues presented in the instant habeas petition do not differ in any material fashion from those presented in Andrade Portillo; namely, both the instant petition and Andrade Portillo concern whether an alien who is present in the United States without admission is properly subject to mandatory detention (*i.e.*, detention without the prospect of release on bond) during the pendency of his administrative removal proceedings pursuant to 8 U.S.C. § 1225(b). As such, consistent with

its recent order, this Court should incorporate the filings in Andrade Portillo into the record of this habeas action.

Respectfully submitted,

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/s/

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