

1 ERIC GRANT
United States Attorney
2 ROBERT ABENDROTH
Assistant United States Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700

5 Attorneys for Respondents

6
7 IN THE UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
9

10 MONTERO-ALVAREZ,
11
12 v. Petitioner,
13
14 ALBARRAN, ET AL.,
15 Respondents.

CASE NO. 1:25-CV-01695-AC

RESPONSE TO PETITION AND NOTICE OF
INTENT TO RELY ON PREVIOUS FILINGS

16 Pursuant to the Court's Temporary Restraining Order, the Petitioner has been released from
17 Respondent's custody. The Respondents will continue to abide by the Court's Order dated December
18 29, 2025 restraining re-detention of the Petitioner absent compliance with constitutional protections.
19 The Respondents' arguments in opposition to the Petition are outlined in its opposition to the Temporary
20 Restraining Order filed at Docket Number 12. The Respondents do not intend to supplement additional
21 facts or legal arguments. Therefore, the Respondents respectfully request that the Court decide this
22 matter based on the prior filings.

23 Dated: January 30, 2026

ERIC GRANT
United States Attorney

25 /s/ Robert Abendroth
26 ROBERT ABENDROTH
Assistant United States Attorney