

United States District Court  
Western District of Texas  
El Paso Division

Melvin Elisandro Escobar-Arauz,  
Petitioner,

v.

Kristi Noem, Secretary, U.S. Department of  
Homeland Security, *et. al.*,  
Respondents.

No. 3:25-cv-00619-DB

**Respondents' Advisory to the Court Regarding Bond Hearing**

Pursuant to the Court's Order (ECF No. 8) entered on December 8, 2025, Respondents tender this advisory.

A bond hearing was held on December 12, 2025. The Immigration Judge, the Department, Escobar-Arauz, and his counsel (Brenda Villalpando), were present at the El Paso Service Processing Center. The Immigration Judge asked about Escobar-Arauz' convictions for battery of a police officer, aggravated DUI, and resisting arrest. Ms. Villalpando stated that Escobar-Arauz was extremely drunk when he started fighting with the peace officer. Escobar-Arauz was arrested and detained as a result of that altercation. However, Ms. Villalpando went on to state that Escobar-Arauz has been in the United States for 10 yrs., has COR-B relief, an approved I-130 (USC spouse), and a four-year-old daughter who is a United States citizen. Additionally, Mr. Escobar-Arauz has been married four years, and his daughter is handicapped and non-verbal.

The Immigration Judge found that the Lincoln Riley Act (LRA) did not apply because it became applicable on January 29, 2025. Furthermore, the immigration judge did not find him dangerous as this was his only conviction and no other derogatory information. Accordingly, the Immigration Judge granted \$2,500 bond. However, the bond has not been posted yet.

Respectfully submitted,

Justin R. Simmons  
United States Attorney

By: /s/ Fidel Esparza

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