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9 **IN THE UNITED STATES DISTRICT COURT**
 10 **FOR THE DISTRICT OF ARIZONA**

11 Maberly Sagastizado-Urbina,
 12
 13 Petitioner,
 14 v.
 15 John E. Cantu, *et al.*,
 16 Respondents.

No. CV-25-04595-PHX-SMB (JFM)

**RESPONSE TO PETITION FOR
 WRIT OF HABEAS CORPUS AND
 MOTION FOR PRELIMINARY
 INJUNCTION**

17 Respondents by and through undersigned counsel, hereby respond to the Petition for
 18 Writ of Habeas Corpus (Doc. 1) and the Motion for Temporary Restraining Order and
 19 Preliminary Injunction (Doc. 2).

20 Petitioner appears to be a member of the Bond Eligible Class certified in *Bautista v.*
 21 *Santacruz*, No. 5:25-CV-01873-SSS-BFM, -- F.R.D. --, 2025 WL 3288403, at *9 (C.D. Cal.
 22 Nov. 25, 2025). On December 18, 2025, the *Bautista* court entered final judgment as to the
 23 Bond Eligible Class. *See Bautista*, ECF No. 94. A notice of appeal was then filed by the
 24 *Bautista* respondents on December 18, 2025. *See Bautista*, ECF No. 95.

25 Accordingly, Respondents acknowledge that Petitioner's claim in this action as to his
 26 entitlement to a bond hearing appears to be subject to the *Bautista* judgment and to any
 27 applicable appellate proceedings relating to it. To the extent Petitioner seeks an order
 28 requiring such a bond hearing here, it should be consistent with what courts in this district

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have generally ordered in similar cases, which is to require such a hearing be held within seven days. However, because the Immigration Court will be closed from December 24-December 28, Respondents respectfully request that the Court, if it orders a hearing, extend the deadline to conduct the hearing to account for the upcoming closure of the Immigration Court.

RESPECTFULLY SUBMITTED December 22, 2025.

TIMOTHY COURCHAINED
United States Attorney
District of Arizona

s/ Brooks Chupp
BROOKS CHUPP
Assistant United States Attorney
Attorneys for Respondents

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CERTIFICATE OF SERVICE

I hereby certify that on December 22, 2025, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF System for filing.

s/ M. Beickert
United States Attorney’s Office