

1 Niels W. Frenzen (CA 139064)
2 nfrenzen@law.usc.edu
3 Jean E. Reisz (CA 242957)
4 jreis@law.usc.edu
5 USC Gould School of Law, Immigration Clinic
6 699 Exposition Blvd.
7 Los Angeles, CA 90089-0071
8 213-740-8933; 213-821-3108

7 **UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**

9 Joaquin BELTRAN ORDUNO; Jose
10 Luis CASILLAS VAZQUEZ; Julian
11 DE LOS SANTOS SERRANO;
12 Gustavo MOLINA JACINTO; Adan
13 de los Santos SANDOVAL LEMUS;
14 Gustavo Alonso SIFUENTES
15 MORALES,

16 Petitioners,

17 v.

18 Kristi NOEM, Secretary, U.S.
19 Department of Homeland Security;
20 Pamela BONDI, U.S. Attorney General;
21 Todd LYONS, Acting Director,
22 Immigration and Customs Enforcement;
23 Ernesto SANTACRUZ JR., Acting
24 Director, Los Angeles Field Office,
25 Immigration and Customs Enforcement,
26 Enforcement and Removal Operations;
27 Fereti SEMAIA, Warden, Adelanto ICE
28 Processing Center; EXECUTIVE
OFFICE FOR IMMIGRATION
REVIEW; IMMIGRATION AND
CUSTOMS ENFORCEMENT; U.S.
DEPARTMENT OF HOMELAND
SECURITY,

Respondents.

Case No. 5:25-cv-3332

**PETITIONERS' EX PARTE
APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE**

1 Pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure,
2 Petitioners, as members of the *Maldonado Bautista* Bond Eligible Class
3 (*Maldonado Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d -
4 ---, 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025), hereby move the Court for
5 emergency relief in the form of:
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- 7
- 8 1) a temporary restraining order directing Respondents to release Petitioners
9 from their custody or to provide Petitioners with individualized bond
10 hearings before an immigration judge pursuant to 8 U.S.C. § 1226(a)
11 within seven days of issuance of an Order;
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 - 13 2) to preserve this Court’s jurisdiction, Petitioners further seek an order
14 enjoining Respondents from transferring Petitioners out of this District
15 pending final resolution of this case; and
16
 - 17 3) issuance of an order to show cause as to why a preliminary injunction
18 should not issue.
19

20 Petitioners seek this emergency relief because their continued detention
21 without a bond hearing is depriving Petitioners of statutory and constitutional rights
22 and is causing immediate and irreparable injury in the form of the unlawful
23 deprivation of their liberty. *See, e.g., Melendres v. Arpaio*, 695 F.3d 990, 1002 (9th
24 Cir. 2012) (citation modified) (It “is well established that the deprivation of
25 constitutional rights unquestionably constitutes irreparable injury.”).
26
27

28 While Petitioners have now been detained between twenty-four and one

1 hundred one days, Petitioners have moved as expeditiously as possible to seek this
2 emergency relief. Prior to the filing of this petition for writ of habeas corpus with
3 the accompanying TRO Application, Petitioners have not been able to secure legal
4 representation. The USC Gould School of Law Immigration Clinic is providing pro
5 bono representation to Petitioners and is one of a limited number of legal service
6 organizations able to provide pro bono representation in federal court for detained
7 noncitizens. Since July 2025, the USC Immigration Clinic has received over three
8 hundred requests for representation in connection with habeas petitions from
9 noncitizens detained in the eight main ICE detention facilities in California. Since
10 July 2025, the USC Immigration Clinic has filed habeas petitions in the Eastern,
11 Central, and Southern Districts of California on behalf of approximately one
12 hundred ten petitioners.

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This application is supported by the Memorandum of Points and Authorities, accompanying exhibits, as well as any additional submissions that may be considered by the Court.

Respondents oppose this TRO Application.

Dated: December 10, 2025

Respectfully submitted,

s/ Niels W. Frenzen
NIELS W. FRENZEN
JEAN REISZ
USC GOULD SCHOOL OF LAW,
IMMIGRATION CLINIC
699 Exposition Blvd
Los Angeles, CA 90089-0071
(213)740-8933; nfrenzen@law.usc.edu

Attorneys for Petitioners

CERTIFICATE OF COUNSEL

Pursuant to Rule 65(b)(1)(B) of the Federal Rules of Civil Procedure, L.R. 7-19.1, and L.R. 65-1, I hereby certify that on December 9, 2025 at 1:00 PM, I spoke by telephone with Daniel Beck, AUSA, Chief, Complex and Defensive Litigation Section, U.S. Attorney’s Office, Central District of California, and informed him of our intent to file an ex parte application for TRO in this matter. Prior to our conversation, I emailed Mr. Beck a summary of the parties and claims. Mr. Beck indicated that Respondents opposed a TRO.

I will provide a copy of the Application for a Temporary Restraining Order, Memorandum of Points and Authorities, Supporting Exhibits, and Petition for Writ of Habeas Corpus to Mr. Beck by emailing copies to Daniel.Beck@usdoj.gov shortly after filing the pleadings via CM/ECF.

Dated: December 10, 2025

Respectfully submitted,

s/ Niels W. Frenzen
NIELS W. FRENZEN
JEAN REISZ
USC GOULD SCHOOL OF LAW,
IMMIGRATION CLINIC
699 Exposition Blvd
Los Angeles, CA 90089-0071
Telephone: (213)740-8933
Email: nfrenzen@law.usc.edu

Attorneys for Petitioners