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10 Attorneys for Respondents

11
12 **UNITED STATES DISTRICT COURT**
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14 EFRAIN MISAEEL CURIEL-
CASTANEDA,

15
16 Petitioner,

17 v.

18 CHRISTOPHER J. LAROSE, Warden,
19 Otay Mesa Detention Center, et al.,

20 Respondents.

Case No.: 25CV3519-LL-VET

**RESPONDENTS' RETURN TO
HABEAS PETITION**

21
22 Respondents' counsel has confirmed that Petitioner is a member of the Bond
23 Eligible Class certified in *Maldonado Bautista v. Santacruz*, No. 5:25-CV-01873-
24 SSS-BFM, --- F. Supp. 3d ---, 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025). The
25 *Bautista* court has now entered final judgment as to the Bond Eligible Class. *Bautista*,
26 ECF No. 94. Absent a stay of the *Bautista* ruling, Respondents acknowledge that
27 Petitioner is detained under 8 U.S.C. § 1226(a) and is entitled to an order from this
28

1 Court directing a bond hearing be held pursuant to 8 U.S.C. § 1226(a).¹

2 Respondents see no need for an evidentiary hearing.

3 DATED: December 19, 2025 Respectfully submitted,

4 ADAM GORDON
5 United States Attorney

6 s/ Cindy Cipriani
7 CINDY M. CIPRIANI
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27 ¹ Respondents reserve the right to assert additional arguments regarding the legal
28 issues if the *Bautista* order is stayed.