

1 TODD BLANCHE
Deputy Attorney General
2 BILAL A. ESSAYLI
First Assistant United States Attorney
3 DAVID M. HARRIS
Assistant United States Attorney
4 Chief, Civil Division
DANIEL A. BECK
5 Assistant United States Attorney
Chief, Complex and Defensive Litigation Section
6 ALFREDO J. BONILLA (NM Bar No. 146669)
Special Assistant United States Attorney
7 3403 Tenth Street, Suite 200
Riverside, California 92501
8 Telephone: (213) 940-2221
E-mail: Alfredo.Bonilla@usdoj.gov
9

10 Attorneys for Federal Respondents

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

13 SALVADOR RODRIGUEZ
14 ROSALES,

15 Petitioner,

16 v.

17 MARK BOWEN, et al.

18 Respondents.

No. 5:25-cv-03354-SB-DSR

**RESPONDENTS' ANSWER TO
PETITION FOR WRIT OF
HABEAS CORPUS**

Honorable Daniel S. Roberts
United States Magistrate Judge

19
20
21
22
23
24
25
26
27
28

1 On December 12, 2025, through counsel, Petitioner Salvador Rodriguez Rosales, a
2 detainee in immigration custody since November 2025, filed a Petition for Writ of Habeas
3 Corpus [Dkt. No. 1] ("Petition"). Petitioner essentially requests that the Court: 1) order
4 Respondents to provide him with an individualized bond redetermination hearing or 2)
5 immediately release him from custody. Petition at 8, Docket No. 1.

6 Petitioner appears to be a member of the Bond Eligible Class certified in *Bautista*
7 *v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, 2025 WL 3288403 (C.D. Cal. Nov. 25,
8 2025), *reconsideration granted in part*, No. 5:25-CV-01873-SSS-BFM, 2025 WL
9 3713982 (C.D. Cal. Dec. 18, 2025), and *amended and superseded on reconsideration*, No.
10 5:25-CV-01873-SSS-BFM, 2025 WL 3713987 (C.D. Cal. Dec. 18, 2025), *judgment*
11 *entered sub nom. Bautista v. Noem*, No. 5:25-CV-01873-SSS-BFM, 2025 WL 3678485
12 (C.D. Cal. Dec. 18, 2025), *appeal docketed sub nom. Bautista v. Dep't of Homeland Sec.*,
13 No. 25-7958 (9th Cir. Dec. 19, 2025). *Id.* at 2, Docket No. 1.

14 If this Court is inclined to grant relief here, at most it should be limited to requiring
15 a § 1226(a) bond hearing to be provided within 10 days¹ where Petitioner shoulders the
16 burden to prove he is not a danger or flight risk.

17 Dated: January 29, 2026

Respectfully submitted,

18
19 TODD BLANCHE
Deputy Attorney General
20 BILAL A. ESSAYLI
First Assistant United States Attorney
21 DAVID M. HARRIS
Assistant United States Attorney
22 Chief, Civil Division
DANIEL A. BECK
23 Assistant United States Attorney
Chief, Complex and Defensive Litigation Section

24 /s/ Alfredo Bonilla
25 ALFREDO J. BONILLA
Special Assistant United States Attorney

26 Attorneys for Respondents

27
28 ¹ Respondents acknowledge that it is typical to order such bond hearings within a
7-day window, but given the backlog of cases at the EOIR, Respondents respectfully
request the Court to provide a few extra days to provide such hearings.

