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2 District of Arizona

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9 *Attorneys for Respondents*

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

12 Hector Enrique Quinapanta Guangasig,

13 Petitioner,

14 v.

15 Kristi Noem, et al.,

16 Respondents.

No. 2:25-cv-04672-MTL (ASB)

**RESPONSE TO ORDER TO SHOW
CAUSE (DOC. 7)
AND
PETITION FOR WRIT OF HABEAS
CORPUS (DOC. 1)**

17 Respondents by and through undersigned counsel, hereby respond to the Petition for
18 Writ of Habeas Corpus (Doc. 1) and the Court’s Order to Show Cause (Doc. 7).

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

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

1 have generally ordered in similar cases, which is to require such a hearing be held within
2 seven (7) days. However, because the Immigration Court will be closed from December 24-
3 December 28, Respondents respectfully request that the Court, if it orders a hearing, extend
4 the deadline to conduct the hearing to account for the upcoming closure of the Immigration
5 Court.

6 Respectfully submitted this 21st day of December, 2025.

7 TIMOTHY COURCHAINE
8 United States Attorney
9 District of Arizona

10 *s/ Theo Nickerson*
11 THEO NICKERSON
12 Assistant United States Attorney
13 *Attorneys for Respondents*
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