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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

PREM S.,

Petitioner,

v.

WARDEN OF THE GOLDEN STATE
ANNEX DETENTION FACILITY, ET AL.,

Respondents.

CASE NO. 1:25-CV-01869-TLN-SCR

NOTICE OF RESPONDENTS' NON-OPPOSITION
TO COURT'S ORDER TO SHOW CAUSE
REGARDING PRELIMINARY INJUNCTION

On December 24, 2025, the Court issued a Temporary Restraining Order (TRO), in the instant case. ECF 7. In its order, the Court ordered Respondents to "SHOW CAUSE why this Court should not convert this temporary restraining order into a preliminary injunction requiring Respondents to continue to abide by this Court's order. Respondents shall file responsive papers by January 5, 2026." *Id.* Respondents hereby submit their notice of non-opposition to the Court converting the TRO to a Preliminary Injunction (PI).

It is the position of Respondents that Petitioner is an applicant for admission and properly subject to mandatory detention under 8 U.S.C. § 1225. *See* ECF 6. However, the court considered and rejected Respondents' statutory argument in issuing the TRO. ECF 15. Respondents recognize that their opposition to a PI would be based on arguments already considered by the Court during the TRO briefing. Therefore, though Respondents maintain the Court's decision to grant a TRO was incorrect,

1 Respondents do not oppose the Court issuing a PI on the same terms as the TRO.
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4 Dated: January 7, 2026

ERIC GRANT
United States Attorney

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7 By: /s/ J. DOUGLAS HARMAN
J. DOUGLAS HARMAN
Assistant United States Attorney
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