

1 ADAM GORDON  
United States Attorney  
2 SHITAL H. THAKKAR  
3 Illinois Bar No. 6273151  
Assistant U.S. Attorneys  
4 Office of the U.S. Attorney  
5 880 Front Street, Room 6293  
San Diego, CA 92101-8893  
6 Telephone: (619) 546-8785  
7 Facsimile: (619) 546-7751  
8 Email: shital.thakkar@usdoj.gov

9 Attorneys for Respondents

10  
11 **UNITED STATES DISTRICT COURT**  
12 **SOUTHERN DISTRICT OF CALIFORNIA**

13 ALEJANDRO BAUTISTA MARTINEZ,

14 Petitioner,

15 v.  
16

17 PATRICK DIVVER, Field Office Director  
18 of Enforcement and Removal Operations,  
San Diego Field Office, Immigration and  
19 Customs Enforcement, et al.,

20 Respondents.  
21

Case No.: 25-cv-03822-LL-BJW

**RESPONDENTS' RESPONSE TO  
HABEAS PETITION**

22  
23  
24  
25  
26  
27  
28

1 Petitioner appears to be a member of the Bond Eligible Class certified in  
2 *Maldonado Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---,  
3 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025). The *Bautista* court has entered final  
4 judgement as to the Bond Eligible Class. *Bautista*, ECF No. 94. Accordingly,  
5 Respondents acknowledge that Petitioner is detained under 8 U.S.C. § 1226(a) and are  
6 entitled to an order from this Court directing a bond hearing be held pursuant to 8 U.S.C.  
7 § 1226(a).

8 DATED: January 6, 2026

Respectfully submitted,

9  
10 ADAM GORDON  
United States Attorney

11 *s/Shital H. Thakkar*  
12 Assistant United States Attorney  
13 Attorney for Respondents  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28