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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 MARTIN PEREZ MOLINA,
11
12 Petitioners,

13 v.

14 KRISTI NOEM, et.al.,
15 Respondents.

Case No.: 26cv0079 DMS DEB

RESPONSE TO PETITION

16
17 Petitioner appears to be a member of the Bond Eligible Class certified in *Maldonado*
18 *Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL
19 3288403 (C.D. Cal. Nov. 25, 2025). The *Bautista* court has entered final judgement as to
20 the Bond Eligible Class. *Bautista*, ECF No. 94. Accordingly, Respondents acknowledge
21 that Petitioner is detained under 8 U.S.C. § 1226(a) and is entitled to an order from this
22 Court directing a bond hearing be held pursuant to 8 U.S.C. § 1226(a).

23 Respondents reserve the right to supplement this response in the event of a stay of
24 enforcement of the *Bautista* final judgment, appellate relief, or a change in DHS policy.

25 DATED: January 14, 2026

ADAM GORDON
United States Attorney

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27 s/Cindy M. Cipriani
CINDY M. CIPRIANI
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