

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 26-cv-00106-PAB

HECTOR PORTILLO MARTINEZ,

Petitioner,

v.

JUAN BALTASAR, Warden of the Denver Contract Detention Facility, Aurora, Colorado, in his official capacity,

ROBERT HAGAN, Field Office Director, Denver Field Office, U.S. Immigration and Customs Enforcement, in his official capacity

KRISTI NOEM, Secretary, U.S. Department of Homeland Security, in her official capacity,

TODD LYONS, Acting Director of Immigration and Customs Enforcement, in his official capacity, and

PAMELA BONDI, Attorney General, U.S. Department of Justice, in her official capacity,

Respondents.

JOINT STATUS REPORT

Pursuant to the Court's January 26, 2026 Order, ECF No. 14, the Parties submit this joint status report regarding the results of Petitioner's bond hearing, and whether bond was granted or denied.

On February 2, 2026, an immigration judge held a bond hearing for Petitioner. The immigration judge granted Petitioner's release on a bond of \$10,000. Petitioner submits that the immigration judge did not mention during the hearing that alternatives to detention, i.e., 24/7 GPS tracking devices or ICE check-ins, were necessary, stating in the hearing that a \$10,000 bond was sufficient to ameliorate any flight risk. Petitioner also submits that Immigration and

Customs Enforcement (“ICE”) also did not argue during the hearing or in writing that alternatives to detention were necessary.

Nevertheless, the immigration judge’s written decision provided ICE “with the option for any other conditions deemed appropriate by the DHS, to further mitigate concerns that [Petitioner] may abscond.” Undersigned counsel for Petitioner and Mr. Portillo Martinez first learned that those alternatives to detention were an option when they read the immigration judge’s decision well after the hearing was over.

Mr. Portillo Martinez’s family tried to pay the \$10,000 bond for four days, but ICE did not let him until approximately 60 minutes after Mr. Portillo Martinez filed his Emergency Motion on Friday, February 6, 2026.

On February 6, 2026, Petitioner paid the \$10,000 bond, and was released from the ICE detention facility that same evening. ICE placed an ankle monitor on Mr. Portillo Martinez. ICE also scheduled in-person reporting requirements for Mr. Portillo Martinez.

Respondents respectfully submit that Petitioner’s release has mooted the separate motion for temporary restraining order filed by Petitioner, ECF No. 15. Mr. Portillo Martinez, through counsel, respectfully disagrees.

Respectfully submitted on February 9, 2026.

PETER MCNEILLY
United States Attorney

s/ Andrew M. Soler
Andrew M. Soler
Assistant U.S. Attorney
United States Attorney’s Office for the
District of Colorado
1801 California Street, Ste. 1600

Denver, Colorado 80202
Telephone: 303-454-0100
Email: Andrew.Soler@usdoj.gov
Counsel for Respondents

/s/ Conor T. Gleason
Conor T. Gleason, Esq.
The Meyer Law Office, P.C.,
1547 Gaylord Street Denver, CO 80206
(303) 831-0817
conor@themeyerlawoffice.com
Counsel for Petitioner

CERTIFICATE OF SERVICE

I certify that on February 9, 2026, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following recipients by e-mail:

Conor Timothy Gleason
The Meyer Law Office
1547 Gaylord Street
Denver, CO 80206
203-856-5931
Email: conor@themeyerlawoffice.com

Hans Christopher Meyer
The Meyer Law Office, P.C.
P.O. Box 40394
1547 North Gaylord Street
Denver, CO 80204
303-831-0817
Fax: 720-210-9858
Email: hans@themeyerlawoffice.com

and I certify that on the same date I am causing the foregoing to be delivered to the following non-CM/ECF participants in the manner (mail, email, hand delivery, etc.) indicated by the nonparticipant's name:

none.

s/ Andrew M. Soler
Andrew M. Soler