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7 Attorneys for Respondents

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

10 BENITO AGUILAR TRUJILLO,

Petitioner,

11 v.

12 KRISTI NOEM, *et al.*,

13 Respondents,

Case No.: 26-cv-00268-CAB-VET

**RESPONSE TO PETITION**

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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 is  
6 entitled to an order from this Court directing a bond hearing be held pursuant to 8 U.S.C.  
7 § 1226(a).<sup>1</sup>

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

11 DATED: January 26, 2026

Respectfully submitted,

12 ADAM GORDON  
13 United States Attorney

14 *s/Allie E. Malone*  
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16 Assistant United States Attorney  
17 Attorneys for Respondents  
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28 <sup>1</sup> To the extent the Court issues an order directing a bond hearing under 1226(a),  
considering heavy caseloads and staffing levels, Respondents respectfully request that  
such order provide the government 14 days from issuance to hold such bond hearing.