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

11 ALMALI SAMET,

Petitioner,

12
13 v.

14 PATRICK DIVVER, et al.,

Respondents.

Case No.: 26-cv-00360-RBM-MMP

**RETURN TO FIRST AMENDED
PETITION**

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1 In light of the district court's order in *Maldonado Bautista v. Santacruz*, No.
2 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL 3713987 (C.D. Cal. Dec. 18,
3 2025), Respondents acknowledge that Petitioner is detained under 8 U.S.C. § 1226(a)
4 and is entitled to an order from this Court directing a bond hearing be held pursuant to
5 8 U.S.C. § 1226(a).¹

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

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11 DATED: February 9, 2026

Respectfully submitted,

12 ADAM GORDON
13 United States Attorney

14 *s/Hunter V. Norton*
15 HUNTER V. NORTON
16 Assistant United States Attorney
17 Attorneys for Respondents
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28 ¹ 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.