

**U UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION**

Victor RUIZ GARCIA,

Petitioner,

v.

Warden, Florida Soft Side South
Detention Center, et al.,

Respondents.

Case No. 2:26-cv-00153-SPC-DNF

REPLY TO RESPONDENTS' ARGUMENT

The Petitioner rests on the arguments presented in his Petition, an issue that has previously been addressed by this Court finding that individuals in the Petitioner's position are entitled to a bond hearing under 8 U.S.C. §1226. This reply, however, is to briefly address the Respondents' inclusion of case out of the Fifth Circuit that was recently decided.

As this Court is aware, the decision in the Fifth Circuit is not binding on this Court. Even with the decision in the Fifth Circuit, this is not a settled issue. Additionally, as the Respondents in their Response state, there is a pending Eleventh Circuit appeal on the matter.

The Petitioner contends that this Court should determine that Petitioner's detention is subject to 8 U.S.C. § 1226 and grant the relief sought.

Respectfully submitted,

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