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

10 HECTOR D. TELLO TELLO,
11

12 Petitioner,

13 v.

14 CHRISTOPHER LAROSE, et al.,

15 Respondents.

Case No.: 26-cv-00525-JES-AHG

RESPONSE TO PETITION

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1 Petitioner appears to be a member of the Bond Eligible Class certified in *Maldonado*
2 *Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL
3 3288403 (C.D. Cal. Nov. 25, 2025). The *Bautista* court has entered final judgement as to
4 the Bond Eligible Class. *Bautista*, ECF No. 94. Accordingly, Respondents acknowledge
5 that Petitioner is detained under 8 U.S.C. § 1226(a) and is entitled to an order from this
6 Court directing a bond hearing be held pursuant to 8 U.S.C. § 1226(a).¹

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

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10 DATED: February 2, 2026

Respectfully submitted,

11 ADAM GORDON
12 United States Attorney

13 s/ Allie Malone Subke
14 ALLIE MALONE SUBKE
15 Assistant United States Attorney
16 Attorneys for Respondents

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27 ¹ To the extent the Court issues an order directing a bond hearing under 1226(a),
28 considering heavy caseloads and staffing levels, Respondents respectfully request that such
order provide the government 14 days from issuance to hold such bond hearing.