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

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12 FERNANDO RODRIGUEZ YANEZ,  
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14                                    Petitioners,  
15  
16                                    v.  
17 U.S. IMMIGRATION AND CUSTOMS  
ENFORCEMENT (ICE),  
18  
19                                    Respondent.

Case No.: 26-cv-484-TWR-DEB  
**RESPONSE TO PETITION**

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

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

8 DATED: February 4, 2026

ADAM GORDON  
United States Attorney

9  
10 s/ Kelly A. Reis  
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Assistant United States Attorney  
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27 <sup>1</sup> 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.