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Attorneys for Petitioner

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JIAXING XIE,

Petitioner,

v.

CHRISTOPHER J. LAROSE et al,

Respondents.

Case No.: 26-cv-01421-LL-BLM

**NOTICE OF MOTION TO ALTER
OR AMEND JUDGMENT**

[Notice of Motion to Alter or Amend
Judgment]

Date: May 18, 2026

Time: N/A

Courtroom: 14B

Judge: Hon. Linda Lopez

PLEASE TAKE NOTICE that on May 18, 2026, or as soon as he may be heard, Petitioner JIAXING XIE will move the Honorable Linda Lopez, United States District Judge, Southern District of California, United States Courthouse, 333 West Broadway, San Diego, California, under Rules 60(b)(6) of the Federal Rules of Civil Procedure, for an order amending the Court's prior Minute Order dated March 16, 2026.

Petitioner respectfully requests that the Court amend its prior ruling to: (1) order Mr. Xie's immediate release from custody; or, in the alternative (2) order Mr. Xie's release from custody under minimum bond of \$1,500.00, or (3) hold a prompt bond

1 hearing, at which the Government must prove by clear and convincing evidence that Mr.
2 Cheng's continued detention is justified, consistent with due process and *Singh v. Holder*,
3 638 F.3d 1196 (9th Cir. 2011). *see also Sadeqi v. LaRose*. --- F. Supp. 3d ---, 2025 WL
4 3154520 (S.D. Cal. Nov. 12, 2025). This motion is made pursuant to Federal Rule of
5 Civil Procedure Rule 60(b)(6).

6 Petitioner's motion is based on this notice of motion, the supporting memorandum
7 of points and authorities, the supporting exhibits, all pleadings and papers filed in this
8 action, the accompanying exhibits, and such other argument and evidence as the Court
9 may consider.

10 Prior to filing the instant Motion, counsel for the Petitioner met and conferred with
11 counsel for Respondents and as of the filing of this motion a resolution has not been
12 reached.

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14 Dated: April 13, 2026,

Respectfully submitted,

15 *By: /s/ Bashir Ghazialam*
16 Bashir Ghazialam
17 Attorney for Petitioner
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CERTIFICATE OF SERVICE

I hereby certify that on April 13, 2026, I caused the foregoing document to be electronically filed with the Clerk of the Court for the United States District Court for the Southern District of California by using the appellate CM/ECF system. Participants in the case are registered CM/ECF users and service will be accomplished by the appellate CM/ECF system.

Executed on: April 13, 2026

/s/ Bashir Ghazialam
Bashir Ghazialam