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5 **UNITED STATES DISTRICT COURT**
6 **SOUTHERN DISTRICT OF CALIFORNIA**
7 **SAN DIEGO**

8 Patricia CEDILLO CERVANTES,
9 Petitioner,

10 v.

11 Pamela J. Bondi, et al.;
12 Respondents.

Case No. 3:26-cv-01446-RSH-MSB

Agency No. 

PETITIONER'S TRAVERSE

1 While Petitioner is detained under 8 U.S.C. § 1226(a), she asks this Court to
2 find that her continued detention is unlawful and requests of this court to order that
3 she be released immediately in vindication of her constitutional rights. The
4 Respondents allege that “ICE appropriately provided notice of the reason for the
5 revocation of her prior conditional release based on her repeated violations of the laws
6 of the United States and an opportunity to respond to the revocation in an informal
7 interview.” Dkt. 4, Resp. at 2. This is an inaccurate reflection of the facts as known
8 and experienced by Petitioner.

9 Petitioner had multiple check-ins with Immigration and Customs Enforcement
10 (“ICE”) officials and employees contracted by ICE following the charges and
11 conviction of her December 11, 2024, arrest for driving under the influence of alcohol
12 (with injury). Exh. G, Pet’r Dec. At each encounter where her most recent arrest was
13 brought up, usually by her, she was informed “that was fine” by the ICE officer or
14 ICE contracted agent. Exh. G, Pet’r Dec. at ¶ 9 – 11.

15 On or about January 20, 2026, ICE mailed to Petitioner a letter titled “Call-In
16 Letter”. Exh. H, Call-In Letter Envelope. The letter expected Petitioner to be at their
17 office at 9:00 a.m. on Monday morning January 26, 2026. *Id.* The letter was mailed to
18 her previous address, though her new address was known to ICE. Exh. G, Pet’r Dec. at
19 ¶ 13. Petitioner received the letter in the evening on Friday, January 23, 2026, after
20 all attorneys had left our office and were unable to assist her. *Id.* at ¶ 14. By the time
21 our office contacted her on Monday, she was already meeting with ICE. *Id.* at ¶ 15.

1 Petitioner was not worried because the letter stated it was for “check-in and
2 information”. *Id.* at ¶ 16; *see also* Exh. H.

3 Petitioner recalls at that ICE “check-in” she was told she was being detained.
4 Exh. G, Pet’r Dec. at ¶ 17. When Petitioner informed the officer she had been arrested
5 over a year ago and had complied with all check-ins, the officer responded that she
6 “did not care.” *Id.* Petitioner was given no time to provide evidence that she had
7 complied with all orders of the criminal court, was then on house arrest, and had
8 complied with every request made to her by the criminal court, immigration court, and
9 immigration authorities to date. *Id.* Petitioner was given no notice to present a case as
10 to why she is not a danger or flight risk. *Id.* Petitioner was also unable to have her
11 attorney present given the short notice, and even felt her attorney was not needed
12 given the history of her interactions with ICE following her arrest in December 2024,
13 and the information provided on the Call-In Letter. *Id.* at ¶ 16.

14 Respondents have provided no evidence or credible information regarding
15 procedures followed for Petitioner’s re-detention. Given the facts presented, notice
16 and an opportunity to respond were not at all present and available to Petitioner when
17 she was taken into custody on January 26, 2026.

18 Petitioner is suffering given the conditions in the detention center (*Id.* at ¶ 20 –
19 23) and, given the violation of her rights as clearly established in the record and not at
20 all challenged by Respondents other than with a conclusory statement, Petitioner
21 requests her release be ordered immediately. Additionally, given the concerns counsel

1 has with having a neutral arbiter¹, Petitioner requests Respondents be enjoined from
2 re-detaining Petitioner unless and until they follow all applicable statutory and
3 regulatory procedures and any pre-deprivation hearing be before a neutral arbiter.

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6 Dated: March 27, 2026

Respectfully submitted,

7 /s/ Leah L. Chavarria
8 Leah L. Chavarria
9 *Pro bono Counsel for Petitioner*
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16 ¹ Bradley Balko, Substack, “The courts are dead” An interview with a fired
17 immigration judge, Jan. 8, 2026 (accessed at [https://radleybalko.substack.com/p/the-](https://radleybalko.substack.com/p/the-courts-are-dead-an-interview)
18 [courts-are-dead-an-interview](https://radleybalko.substack.com/p/the-courts-are-dead-an-interview)); Anusha Mathur and Ximena Bustillo, NPR, “U.S. has a
19 quarter fewer immigration judges than it did a year ago. Here's why” Feb. 23, 2026
20 (accessed at [https://www.npr.org/2026/02/23/g-s1-110911/trump-immigration-judges-](https://www.npr.org/2026/02/23/g-s1-110911/trump-immigration-judges-dismissals-numbers)
21 [dismissals-numbers](https://www.npr.org/2026/02/23/g-s1-110911/trump-immigration-judges-dismissals-numbers)); Ximena Bustillo and Anusha Mathur, NPR, “The DOJ has been
firing judges with immigrant defense backgrounds” Nov. 6, 2025 (accessed at
<https://www.npr.org/2025/11/06/g-s1-96437/trump-immigration-judges-fired>);
Ximena Bustillo and Rahul Mukherjee, NPR, “An immigration court few have heard
of is quietly shaping policy behind the scenes” Mar. 20, 2026 (accessed at
[https://www.npr.org/2026/03/20/nx-s1-5707535/trump-immigration-detention-](https://www.npr.org/2026/03/20/nx-s1-5707535/trump-immigration-detention-appeals-board-deportation)
[appeals-board-deportation](https://www.npr.org/2026/03/20/nx-s1-5707535/trump-immigration-detention-appeals-board-deportation)).