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

LUIS ALEJANDRO MULLER-  
PLUVIOSE,

Petitioner,

v.

MARKWAYNE MULLIN, Secretary of  
the Department of Homeland Security, et  
al.

Respondents.

No.: 26-cv-1442-LL-BLM

**Traverse in support of  
petition for writ of  
habeas corpus**

**[Civil Immigration Habeas,  
28 U.S.C. § 2241]**

1 In his amended petition, Mr. Muller-Pluviose established that he is a citizen  
 2 of Venezuela who was released so that he could seek asylum in the United States.  
 3 Dkt. 6; Dkt. 6, Exh. A. He argued that Respondents unlawfully revoked his parole  
 4 in violation of the regulations, the statute, and due process, which require written  
 5 notification and a determination that the purposes of parole have been served. *See*  
 6 8 U.S.C. § 1182(d)(5)(A) (stating that a person shall only be “returned to the  
 7 custody from which he was paroled” when “the purposes of such parole . . . have  
 8 been served”); *see also* 8 C.F.R. § 212.5(e)(2)(i) (parole may only be terminated  
 9 “upon accomplishment of the purpose for which parole was authorized” and  
 10 “upon written notice to the alien”). Because Mr. Muller-Pluviose’s revocation of  
 11 parole was unlawful, he argued that this Court should order Respondents to  
 12 “immediately *release* Petitioner from custody, subject to the conditions of his  
 13 preexisting parole.” Dkt. 6 at 7 (emphasis added).

14 In its return, Respondents state that “the government does not oppose the  
 15 petition and defers to the Court on the appropriate relief.” Dkt. 8 at 3. Because  
 16 Mr. Muller-Pluviose’s claim involved the unlawful revocation of his parole, the  
 17 correct remedy is for the Court to order his release, rather than a bond hearing.<sup>1</sup>  
 18 Thus, this Court should grant the petition and order Mr. Muller-Pluviose’s  
 19 immediate release.

20 Respectfully submitted,

21 Dated: April 8, 2026

*s/ Kara Hartzler*

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25 \_\_\_\_\_  
 26 <sup>1</sup> *See, e.g., Arias v. Larose*, No. 3:25-CV-02595-BTM-MMP, 2025 WL 3295385,  
 27 at \*3 (S.D. Cal. Nov. 25, 2025); *Noori v. LaRose*, No. 25-cv-1824-GPC-MSB,  
 28 2025 WL 2800149 (S.D. Cal. Oct. 1, 2025); *Salazar v. Casey*, No. 25-cv-2784  
 JLS-VET, 2025 WL 3063629 (S.D. Cal. Nov. 3, 2025); *Perez v. LaRose*, No. 25-  
 cv-02620-RBM-JLB, 2025 WL 3171742 (S.D. Cal. Nov. 13, 2025); *Y-Z-L-H v.*  
*Bostock*, No. 25-cv-965-SI, 2025 WL 1898025, at \*13 (D. Or. July 9, 2025).