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9 UNITED STATES DISTRICT COURT  
10 SOUTHERN DISTRICT OF CALIFORNIA

11 MILKI TURI GEZALI,

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13 Petitioner,

14 v.

15 JEREMY CASEY, et al.,

16 Respondents.  
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Case No.: 26-cv-1632-JLS-BLM

RESPONSE TO PETITION

1 Petitioner has filed a habeas petition under 28 U.S.C. § 2241. Petitioner is subject to  
2 mandatory detention under 8 U.S.C. § 1225(b). *See Jennings v. Rodriguez*, 583 U.S. 281  
3 (2018). However, the government acknowledges that courts in this District have repeatedly  
4 inferred a constitutional right against prolonged mandatory detention. Taking into  
5 consideration those prior rulings and the length of time Petitioner has been in custody, the  
6 government concedes that this Court should order that Petitioner receive a bond hearing,  
7 where the government would bear the burden of proof of establishing, by clear and  
8 convincing evidence, that Petitioner poses a danger to the community or a risk of flight.  
9 *See Sadeqi v. LaRose*, No. 25-cv-2587-RSH-BJW, 2025 WL 3154520 (S.D. Cal. Nov. 12,  
10 2025); *Gao v. LaRose*, No. 25-cv-2084-RSH-SBC, 2025 WL 2770633 (S.D. Cal. Sept. 26,  
11 2025).<sup>1</sup>

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13 DATED: April 2, 2026

ADAM GORDON  
United States Attorney

14  
15 *s/ Michael D Wallace*  
MICHAEL D. WALLACE  
Assistant United States Attorney  
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27 <sup>1</sup> Petitioner was ordered removed to Ethiopia on November 7, 2025, and appealed the decision to the  
28 BIA on December 7, 2025, which remains pending.