

1 ADAM GORDON
United States Attorney
2 ANTONIO ESTRADA
Special Assistant United States Attorney
3 California State Bar No. 321247
Office of the U.S. Attorney
4 880 Front Street, Room 6293
San Diego, CA 92101-8893
5 Telephone: (619) 546-8664
Email: Antonio.Estrada@usdoj.gov

6 Attorneys for Respondents
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8 **UNITED STATES DISTRICT COURT**
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10 **SOUTHERN DISTRICT OF CALIFORNIA**

11 MACKENSON TOUSSAINT,

12 Petitioner,

13 v.
14

15 WARDEN OF OTAY MESA
DETENTION CENTER,

16 Respondents.
17

Case No.: 26-cv-02166-JES-VET

RESPONSE TO PETITION

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19 Petitioner appears to be a member of the Bond Eligible Class certified in *Maldonado*
20 *Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL
21 3288403 (C.D. Cal. Nov. 25, 2025). The Ninth Circuit later stayed application of the Order
22 beyond the Central District of California. However, Respondents acknowledges the prior
23 orders from this District directing bond hearings pursuant to 8 U.S.C. § 1226(a) in similar
24 cases.¹ Respondents therefore do not oppose an order from this Court directing a bond
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27 ¹ 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.

1 hearing be held pursuant to 8 U.S.C. § 1226(a).²

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3 DATED: April 15, 2026

ADAM GORDON
United States Attorney

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s/ Antonio Estrada
ANTONIO ESTRADA

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Assistant United States Attorney

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27 ² As Petitioner notes, he only has a pending TPS application, which does not confer any
28 status. *See* ECF 1 at 6.