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

11 MACKENSON TOUSSAINT,

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13 Petitioner,

14 v.

15 WARDEN OF OTAY MESA
16 DETENTION CENTER, et al,

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

SUPPLEMENTAL BRIEFING

1 Respondents provide the following Supplemental Briefing pursuant to the Court's
2 Order on April 16, 2026 (ECF No. 6). Petitioner first entered the U.S. without inspection
3 through San Luis, Arizona on January 1, 2022. *See* Exhibit 1 (I-213). Petitioner was not
4 encountered by DHS at his time of entry. *See id.* Petitioner applied for Temporary Protected
5 Status (TPS), which was ultimately denied due to abandonment on February 11, 2025. *See*
6 Exhibit 2 (Notice to Appear). As such, Petitioner was issued a Notice to Appear (NTA) and
7 placed in removal proceedings. *See id.* On November 16, 2025, Petitioner was encountered
8 and detained by Enforcement and Removal Operations (ERO) at Camp Pendelton. *See*
9 Exhibit 1. His November 16, 2025, encounter was his first encounter and detention by the
10 Department of Homeland Security (DHS). *See id.* Petitioner was never released on parole
11 or his own recognizance by DHS. *See id.*

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DATED: May 1, 2026

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s/ Antonio Estrada

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