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

12 DEYAN LI,

13  
 14 Petitioner,

15 v.

16 MARKWAYNE MULLIN, et al.,

17 Respondents.  
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Case No. 3:26-cv-02323-LL-BJW

**JOINT MOTION TO VACATE  
 ORDER TO SHOW CAUSE**

19  
 20 Petitioner filed a Petition for Writ of Habeas Corpus (ECF No. 1) on April 13,  
 21 2026 to challenge her detention by U.S. Immigration and Customs Enforcement which  
 22 began on or about February 25, 2025. On April 14, 2026, the Court entered an Order  
 23 (ECF No. 2) adopting Chief Judge Order No. 144 which prohibits Respondents from  
 24 transferring Petitioner outside the Southern District of California pending a ruling on  
 25 the Petition. ICE has obtained the necessary travel document to effectuate Petitioner's  
 26 removal to China (her native country), and she is currently scheduled to depart the  
 27 United States on a removal flight to China within the next week. Additionally, counsel  
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1 for the respective parties have conferred and Petitioner does not oppose her removal at  
2 this time.

3 As such, the parties request that the Court issue an Order: (1) vacating its April  
4 14, 2026 Order (ECF No. 2); confirming that Respondents are *not* precluded from  
5 removing Petitioner to China during the pendency of this action; and (3) setting a  
6 deadline of April 30, 2026 for Respondents to file a response to the Petition if the case  
7 has not been dismissed by that date. Because the removal flight is scheduled to depart  
8 in less than one week, the parties respectfully request an expedited ruling on this  
9 Motion.

10 DATED: April 16, 2026

Respectfully submitted,

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ADAM GORDON  
United States Attorney

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s/ Allie Malone Subke

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ALLIE MALONE SUBKE

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ERIN DIMBLEBY

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Assistant United States Attorneys  
Attorneys for Respondents

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s/ Kara Hartzler

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KARA HARTZLER

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Attorney for Petitioner

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### SIGNATURE CERTIFICATION

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Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies  
and Procedures of the United States District Court for the Southern District of  
California, I hereby certify that the content of this document is acceptable to counsel  
for Petitioner and that I have obtained counsel's authorization to affix their electronic  
signature to this document.

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DATED: April 16, 2026

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s/ Allie Malone Subke

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ALLIE MALONE SUBKE

Assistant United States Attorney