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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

YOLVER DARYANE GOMEZ MEJIA,

Petitioner,

v.

DIRECTOR, OTAY MESA
DETENTION CENTER, et al.,
Respondents.

CIVIL CASE NO.:
26-cv-2285-BJC-BJW

Traverse

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

In his supplemental briefing, Petitioner explained that he is entitled to immediate release after ICE detained him in violation to regulations and due process. In its Return, “the government does not oppose the petition and defers to the Court on the appropriate relief.” ECF 10 at 3. The government then deferred to the Court as to the appropriate remedy.

When an immigrant’s parole is unlawfully revoked, the remedy is *immediate release, not a bond hearing*. See, e.g., *Teran v. Casey*, No. 26-CV-1205 JLS (DEB), 2026 WL 710576, at *3 (S.D. Cal. Mar. 13, 2026) (ordering immediate release on conditions of his preexisting parole); *Arias v. Larose*, No.

3:25-CV-02595-BTM-MMP, 2025 WL 3295385, at *3 (S.D. Cal. Nov. 25, 2025) (“The Respondents shall immediately release Arias from custody on her preexisting conditions.”); *Noori v. LaRose*, 807 F. Supp. 3d 1146, 1154 (S.D. Cal. 2025) (“order[ing] his immediate release”); *Salazar v. Casey*, No. 25-cv-2784 JLS-VET, 2025 WL 3063629 (S.D. Cal. Nov. 3, 2025) (ordering that ICE “immediately release Petitioner from custody subject to the conditions of her preexisting parole and Form I-94”); *Perez v. LaRose*, No. 25-cv-02620-RBM-JLB, 2025 WL 3171742 (S.D. Cal. Nov. 13, 2025) (ordering respondents “to immediately release Petitioner from custody, subject to the conditions of his preexisting parole and Form I-94”); *Y-Z-L-H v. Bostock*, No. 25-cv-965-SI, 2025 WL 1898025, at *13 (D. Or. July 9, 2025) (ordering respondents “immediately to release Petitioner from custody”).

Thus, this Court should grant the petition and order Petitioner’s immediate release.

Respectfully submitted,

Dated: May 4, 2026

s/ Zandra Lopez

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