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10 UNITED STATES DISTRICT COURT
11 SOUTHERN DISTRICT OF CALIFORNIA
12

13 PETER ASONGANYI,
14 Petitioner,
15 v.
16 WARDEN JEREMY CASEY,
17 Respondent.
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Case No.: 3:26-cv-02307-CAB-BJW
RESPONSE TO PETITION

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20 Petitioner has filed a habeas petition under 28 U.S.C. § 2241. Petitioner is subject
21 to mandatory detention under 8 U.S.C. § 1225(b). *See Jennings v. Rodriguez*, 583 U.S.
22 281 (2018). However, the government acknowledges that courts in this District have
23 repeatedly inferred a constitutional right against prolonged mandatory detention. Taking
24 into consideration those prior rulings and the length of time Petitioner has been in
25 custody, the government concedes that this Court should order that Petitioner receive an
26 individualized bond hearing, where the government would bear the burden of proof of
27 establishing, by clear and convincing evidence, that Petitioner poses a danger to the
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1 community or a risk of flight. *See Sadeqi v. LaRose*, 809 F.Supp.3d 1090 (S.D. Cal.
2 2025); *Gao v. LaRose*, 805 F.Supp.3d 1106 (S.D. Cal. 2025).

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DATED: April 24, 2026

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