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10 UNITED STATES DISTRICT COURT

11 SOUTHERN DISTRICT OF CALIFORNIA

12
13 JESUS CASTILLO-VIZCARRA,

14 Petitioner,

15 v.

16 PATRICK DIVVER, *et al.*,

17 Respondents.
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Case No.: 3:26-cv-02581-JES-VET

**RETURN TO PETITION FOR A
WRIT OF HABEAS CORPUS**

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21 Based upon the allegations set forth in the Petition, Petitioner appears to be a
22 member of the Bond Eligible Class certified in *Maldonado Bautista v. Santacruz*, No. 5:25-
23 CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025).
24 The Ninth Circuit later stayed application of the Order beyond the Central District of
25 California. However, Respondents acknowledges prior orders from this District directing
26 bond hearings pursuant to 8 U.S.C. § 1226(a) in similar cases. *See, e.g., Trujillo v. Noem*,
27 No. 26-cv-00268-BAS-VET, 2026 WL 266496, at *2 (S.D. Cal. February 2, 2026).
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1 Respondents therefore do not oppose an order from this Court directing a bond hearing¹ be
2 held pursuant to 8 U.S.C. § 1226(a).²

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4 DATED: April 29, 2026

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Respectfully submitted,

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ADAM GORDON
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s/ Roger G. Wright
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¹ The Petition states, “At some point prior to his current detention, Petitioner was arrested in connection with an alleged fraud-related matter. . .” ECF 1, ¶ 18. Given this admission, Respondents respectfully submit, should the Court determine relief is warranted, that a bond hearing under 1226(a) as opposed to Petitioner’s requested relief of immediate release (as requested in ECF 1 at Page ID 10) would be appropriate.

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² To the extent the Court issues an order directing a bond hearing under 1226(a), considering heavy caseloads and staffing levels, Respondents respectfully request that such order provide the government 14 days from issuance to hold such bond hearing.

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