

1 ADAM GORDON
United States Attorney
2 CAMILLE SAVEDRA
Assistant U.S. Attorney
3 California Bar No. 336490
Office of the U.S. Attorney
4 880 Front Street, Room 6293
San Diego, CA 92101-8893
5 Telephone: (619) 546-5084
Facsimile: (619) 546-7751
6 Email: camille.savedra@usdoj.gov

7 Attorneys for Respondents

8
9
10 **UNITED STATES DISTRICT COURT**
11 **SOUTHERN DISTRICT OF CALIFORNIA**

12 DARREN BURTON,

13 Petitioner,

14 v.

15 CHRISTOPHER J. LAROSE, Senior
16 Warden, Otay Mesa Detention Center; et
17 al.,

18 Respondents.

Case No.: 26-cv-02627-JES-BJW

RESPONSE TO PETITION

19
20 Petitioner has filed a habeas petition under 28 U.S.C. § 2241. Petitioner is subject to
21 mandatory detention under 8 U.S.C. § 1226(c). However, the government acknowledges
22 that courts in this District have repeatedly inferred a constitutional right against prolonged
23 mandatory detention. Taking into consideration those prior rulings and the length of time
24 Petitioner has been in custody, the government concedes that this Court should order that
25 Petitioner receive an individualized bond hearing before an immigration judge. *See Lopez*
26 *v. Garland*, 631 F. Supp. 3d 870, 882-83 (E.D. Cal. 2022); *Sibomana v. LaRose*,
27 No. 22-cv-933-LL-NLS, 2023 WL 3028093 (S.D. Cal. April 20, 2023); *Durand v. Allen*,
28

No. 3:23-cv-00279-RBM-BGS, 2024 WL 711607 (S.D. Cal. Feb. 21, 2024) (detained over two-and-a-half years).

DATED: April 30, 2026

ADAM GORDON
United States Attorney

s/ Camille Savedra
CAMILLE SAVEDRA
Assistant United States Attorney