

Zandra L. Lopez
Cal. Bar No. 216567
Federal Defenders of San Diego, Inc.
225 Broadway, Suite 900
San Diego, California 92101-5030
Telephone: (619) 234-8467
Facsimile: (619) 687-2666
Zandra_Lopez@fd.org

Attorneys for Mr. Talebi

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

SAMIR TALEBI,

Petitioner,

v.

MARKWAYNE MULLIN, Secretary of
the Department of Homeland Security,
TODD BLANCHE, Acting Attorney
General, **TODD M. LYONS**, Acting
Director, Immigration and Customs
Enforcement, **JESUS ROCHA**, Acting
Field Office Director, San Diego Field
Office, **CHRISTOPHER LAROSE**,
Warden at Otay Mesa Detention Center,

Respondents.

Case No.: 26-cv-02642-BAS-JLB

Traverse

**[Civil Immigration Habeas Petition
Under 28 U.S.C. § 2241]**

1 In his habeas petition, Petitioner explained that he is entitled to immediate
2 release under *Zadvydas v. Davis*, 533 U.S. 678 (2001) because there is no
3 significant likelihood of release in the reasonably foreseeable future. ECF 1. In its
4 Return, the government states it is “unable to ascertain sufficient facts at this time
5 to establish that there is a significant likelihood of removal in the reasonably
6 foreseeable future.” ECF 6. Thus, it acknowledges that “Petitioner is entitled to be
7 released from custody subject to conditions of supervision.” *Id.*

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

10 Respectfully submitted,

11
12 Dated: May 5, 2026

s/ Zandra L. Lopez

13 Zandra L. Lopez
14 Federal Defenders of San Diego, Inc.
15 Attorneys for Mr. Talebi
16 Email: Zandra_Lopez@fd.org
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