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9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA

11 AMAH MBACHAM INOCENT,
12

13 Petitioner,

14 v.

15 WARDEN, Imperial Regional Adult
16 Detention Facility, et al.,

17 Respondents.
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Case No.: 26-cv-2700-RSH-BJW

RESPONSE TO PETITION

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).

23 However, the government acknowledges that courts in this District have
24 repeatedly inferred a constitutional right against prolonged mandatory detention. Taking
25 into consideration those prior rulings and the length of time Petitioner has been in
26 custody, the government concedes that this Court should order that Petitioner receive a
27 bond hearing, where the government would bear the burden of proof of establishing, by
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1 clear and convincing evidence, that Petitioner poses a danger to the community or a risk
2 of flight. *See Sadeqi v. LaRose*, 809 F. Supp. 3d 1090(S.D. Cal. Nov. 12, 2025); *Gao v.*
3 *LaRose*, 805 F. Supp. 1106 (S.D. Cal. Sept. 26, 2025).¹

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5 DATED: July 9, 2026

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28 ¹ Petitioner has an appeal pending at the BIA.