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6 Attorneys for Respondent

7  
8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 JOSE FRANCISCO  
ORTEGA HERNANDEZ,

11 Petitioner,

12 v.

13 WARDEN, IMPERIAL REGIONAL  
DETENTION FACILITY,

14 Respondent.

Case No.: 3:26-cv-02789-JO-DDL

**RESPONSE TO PETITION**

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1 Petitioner appears to be a member of the Bond Eligible Class certified in  
2 *Maldonado Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---,  
3 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025). The Ninth Circuit later stayed application  
4 of the Order beyond the Central District of California. However, Respondents  
5 acknowledges the prior orders from this District directing bond hearings pursuant to 8  
6 U.S.C. § 1226(a) in similar cases.<sup>1</sup> Respondents therefore do not oppose an order from  
7 this Court directing a bond hearing be held pursuant to 8 U.S.C. § 1226(a).

8 DATED: May 14, 2026

Respectfully submitted,

9  
10 ADAM GORDON  
United States Attorney

11 s/ Allie E. Malone  
12 ALLIE E. MALONE  
13 Assistant United States Attorney  
14 Attorneys for Respondent  
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27 <sup>1</sup> To the extent the Court issues an order directing a bond hearing under 1226(a),  
28 considering heavy caseloads and staffing levels, Respondents respectfully request that  
such order provide the government 14 days from issuance to hold such bond hearing.