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

11 Z Aidullo SheraKov;
MARJONBEGIM SHODIBEKOVA,

12 Petitioners,

13 v.

14 CHRISTOPHER J. LAROSE; et al.,

15 Respondents.
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Case No.: 26-cv-02844-RSH-DEB

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

17 Petitioners filed a habeas petition under 28 U.S.C. § 2241. Petitioners are subject
18 to mandatory detention under 8 U.S.C. § 1225(b). *See Jennings v. Rodriguez*,
19 583 U.S. 281 (2018). However, the government acknowledges that courts in this District
20 have repeatedly inferred a constitutional right against prolonged mandatory detention.
21 Taking into consideration those prior rulings and the length of time Petitioners have been
22 in custody, the government concedes that this Court should order that Petitioners receive
23 a bond hearing, where the government would bear the burden of proof of establishing,
24 by clear and convincing evidence, that Petitioners pose a danger to the community or a
25 risk of flight. *See Sadeqi v. LaRose*, No. 25-cv-2587-RSH-BJW, 2025 WL 3154520
26 (S.D. Cal. Nov. 12, 2025); *Gao v. LaRose*, No. 25-cv-2084-RSH-SBC,
27 2025 WL 2770633 (S.D. Cal. Sept. 26, 2025).
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DATED: May 19, 2026

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