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

NESTOR JESUS MOREIRA
OSTRAIZA,

Petitioner,

v.

MARKWAYNE MULLIN, Secretary of
the Department of Homeland Security, et
al.

Respondents.

No.: 26-cv-2983-BJC-JLB

**Traverse in support of
petition for writ of
habeas corpus**

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

1 In his amended petition, Mr. Moreira Ostraiza explained that he is a citizen
2 of Ecuador who was paroled into the United States in October 2024, and was
3 applying for asylum in removal proceedings. But on March 3, 2026, ICE agents
4 pulled Mr. Moreira-Ostraiza's car over and arrested him without any notice or
5 explanation.

6 In their return, Respondents state that "the government does not oppose the
7 petition and defers to the Court on the appropriate relief." ECF No. 9 at 2.
8 Because Mr. Moreira-Ostraiza's claim involved the unlawful revocation of his
9 parole, the correct remedy is for the Court to order his release, rather than a bond
10 hearing.¹ Thus, this Court should grant the petition and order Mr. Moreira-
11 Ostraiza's immediate release.

12 Respectfully submitted,

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14 Dated: June 15, 2026

s/ Kara Hartzler

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26 ¹ See, e.g., *Arias v. Larose*, No. 3:25-CV-02595-BTM-MMP, 2025 WL 3295385,
27 at *3 (S.D. Cal. Nov. 25, 2025); *Noori v. LaRose*, No. 25-cv-1824-GPC-MSB,
28 2025 WL 2800149 (S.D. Cal. Oct. 1, 2025); *Salazar v. Casey*, No. 25-cv-2784
JLS-VET, 2025 WL 3063629 (S.D. Cal. Nov. 3, 2025); *Perez v. LaRose*, No. 25-
cv-02620-RBM-JLB, 2025 WL 3171742 (S.D. Cal. Nov. 13, 2025); *Y-Z-L-H v.*
Bostock, No. 25-cv-965-SI, 2025 WL 1898025, at *13 (D. Or. July 9, 2025).