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7 Attorneys for Respondents

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9 **UNITED STATES DISTRICT COURT**

10 **SOUTHERN DISTRICT OF CALIFORNIA**

11 EMIR EDUARDO SANCHEZ  
12 MENDEZ,

13 Petitioner,

14 v.

15 JEREMY CASEY, et al,

16 Respondents.  
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Case No.: 26-cv-03196-JLS-DEB

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

19 Petitioner claims that he was initially detained by the Department of Homeland  
20 Security (DHS) when he first entered the U.S. on December 1, 2023. ECF 1 at 6. More  
21 specifically, Petitioner claims that he was detained by Customs and Border Protection  
22 (CBP) officers, who took his “identification, copied his biographic page information, and  
23 released him.” *See id.* Yet, Petitioner provides no supporting evidence of this encounter  
24 nor that he was ever paroled by DHS. *See generally id.* In fact, DHS has no evidence  
25 regarding any December 1, 2023, encounter. *See Exhibit 1 (DHS Encounter History).* DHS  
26 only has records of Petitioner’s April 13, 2026, encounter, which is the basis for this  
27 Petition. *See Exhibit 1; see also Exhibit 2 (I-213).*  
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1           However, 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 ---, 2025  
3 WL 3288403 (C.D. Cal. Nov. 25, 2025). The Ninth Circuit later stayed application of the  
4 Order beyond the Central District of California. However, Respondents acknowledges the  
5 prior orders from this District directing bond hearings pursuant to 8 U.S.C. § 1226(a) in  
6 similar cases.<sup>1</sup> Respondents therefore do not oppose an order from this Court directing a  
7 bond hearing be held pursuant to 8 U.S.C. § 1226(a).

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9           DATED: May 29, 2026

ADAM GORDON  
United States Attorney

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11           *s/ Antonio Estrada*  
ANTONIO ESTRADA

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