

Kara Hartzler
Cal. Bar No. 293751
Federal Defenders of San Diego, Inc.
225 Broadway, Suite 900
San Diego, California 92101-5030
Telephone: (619) 234-8467
Facsimile: (619) 687-2666
Kara_hartzler@fd.org

Attorneys for Petitioner

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

HINAULT BUANA MUKIELE,

Petitioner,

v.

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

Respondents.

No.: 26-cv-3803-DMS-BJW

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

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

1 In his amended petition, Mr. Mukiele explained that he is a citizen of the
2 Democratic Republic of Congo who was paroled into the United States, submitted
3 an application for asylum, and complied with all his check in appointments. But
4 on May 5, 2026, ICE agents detained Mr. Mukiele while he was walking down
5 the street and arrested him without any notice or 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 3.
8 Because Mr. Mukiele’s claim involved the unlawful revocation of his parole, the
9 correct remedy is for the Court to order his release, rather than a bond hearing.¹
10 Thus, this Court should grant the petition and order his immediate release.

11 Respectfully submitted,

12
13 Dated: July 20, 2026

s/ Kara Hartzler

Federal Defenders of San Diego, Inc.
Attorneys for Petitioner
Email: kara_hartzler@fd.org

14
15
16
17
18
19
20
21
22
23
24
25
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).