

1 Connie Chan
2 Connie Chan & Associates, P.C.
3 405 Sansome Street, 2nd Floor
4 San Francisco, CA 94111
5 Tel: 415-956-4809
6 Fax: 415-956-3759
7 Email: info@connieychan.com
8 *Attorney for Petitioner*

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION**

JOSE ANTONIO BENITEZ,

Petitioner,

v.

MINGA WOFFORD, Facility Administrator of
Mesa Verde Detention Center; SERGIO
ALBARRAN, Field Office Director of the San
Francisco Immigration and Customs
Enforcement Office; DAVID VENTURELLA,
Acting Director of United States Immigration
and Customs Enforcement; MARKWAYNE
MULLIN, Secretary of the United States
Department of Homeland Security; TODD
BLANCHE, Acting Attorney General of the
United States, acting in their official capacities,

Respondents.

CASE NO. _____

**PETITIONER'S EX PARTE
APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE**

ALIEN NUMBER:



1 Pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure, Petitioner requests that
2 the Court order that Respondents immediately release Petitioner from their custody.

3 Petitioner also seeks to enjoin Respondents from re-detaining Petitioner in the future
4 without first providing him with a pre-deprivation hearing where the government bears the
5 burden to demonstrate to a neutral adjudicator that he is a danger to the community or a flight
6 risk by clear and convincing evidence.

7 Petitioner also requests that the Court enjoin Respondents from imposing additional
8 conditions or restrictions on Petitioner, including, but not limited to, electronic monitoring or
9 home visits. Petitioner also seeks a temporary restraining order enjoining the Respondents from
10 transferring Petitioner outside the Eastern District of California or removing him from the United
11 States pending final resolution of this case. Petitioner further moves for the issuance of an order
12 to show cause as to why a preliminary injunction should not issue.

13 This application is supported by the Memorandum of Points and Authorities,
14 accompanying exhibits, as well as any additional submissions that may be considered by the
15 Court.
16

17 Undersigned counsel has contacted the United States Attorney's Office for the Eastern
18 District of California to ascertain Respondents' position regarding the TRO.
19

20 Respectfully submitted,

21 Date: July 1, 2026

/s/ Connie Chan
Connie Chan
Connie Chan & Associates, P.C.
405 Sansome Street, 2nd Floor
San Francisco, CA 94111
Tel: 415-956-4809
Fax: 415-956-3759
Email: info@connieychan.com
Attorney for Petitioner