

ERIC GRANT
United States Attorney
JONATHAN WILLIAMS
Special Assistant United States Attorney
501 I Street, Suite 10100
Sacramento, CA 95814
Telephone: (916) 554-2700

Attorneys for Respondent

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

GERMAN UJUETA,

Petitioner,

v.

CHRISTOPHER CHESTNUT,

Respondent.

CASE NO. 1:26-CV-05200-JLT-EGC

**OBJECTIONS TO MAGISTRATE
JUDGE'S FINDINGS AND
RECOMMENDATION**

Respondent objects because the Findings and Recommendations rest on an incorrect premise—that Petitioner was arrested and detained under 8 U.S.C. § 1226(a) without a warrant. The petition did not place “warrantless arrest” at issue; it alleged only that Petitioner was “detained unjustly during a routine traffic stop” and then described medical and family circumstances. *Pet.* at 6. Because the Findings and Recommendations construed the petition to include a claim that custody under § 1226(a) was warrantless, Respondent now provides the Form I-200 Warrant of Arrest to complete the record and confirm compliance with the statute and regulations governing arrest and detention. *See* 8 U.S.C. § 1226(a) (“On a warrant issued by the Attorney General, an alien may be arrested and detained.”); 8 C.F.R. § 1236.1(b) (authority to issue and serve a Form I-200 Warrant of Arrest). Because Petitioner was arrested and detained on a warrant as § 1226(a) requires and § 1236.1(b) authorizes, the Court should reject the warrantless-arrest finding and deny habeas relief.

1 Even apart from the warrant, the petition should be dismissed or denied under pru-
2 dential exhaustion. In the Ninth Circuit, a detainee challenging custody under § 1226(a)
3 must first seek immigration judge custody redetermination and, if denied, appeal to the
4 Board of Immigration Appeals before invoking habeas review. *See Leonardo v. Crawford*,
5 646 F.3d 1157, 1160–61 (9th Cir. 2011). The Court should therefore sustain Respondent's
6 objections and deny allowing the statutory process to proceed.

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9 Dated: August 6, 2026

ERIC GRANT
United States Attorney

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11 By: /s/ Jonathan Williams
12 JONATHAN WILLIAMS
Special Assistant United States Attorney
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PROOF OF SERVICE

I certify that I am an employee in the Office of the United States Attorney for the Eastern District of California and a person of such age and discretion to be competent to serve papers; that on August 6, 2026, I prepared these documents for mailing and sent them to a member of the U.S. Attorney support staff to place in the United States Mail at Sacramento, California, to deliver to the addressee, at the place and address stated below, which is the last known address.

Addressee:

German Ujueta


CALIFORNIA CITY (ICE)
P.O. Box 2513
22844 Virginia Boulevard
California City, CA 93505

ERIC GRANT
United States Attorney

/s/ Jonathan Williams

Special Assistant United States Attorney