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7 **UNITED STATES DISTRICT COURT**
8 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

9 Vedlin ALEXANDRE,
10 *Petitioner*

11 v.

12 Christopher CHESTNUT, Warden of the California
13 City Immigration Processing Center; Markwayne
14 MULLIN, Secretary of Homeland Security; David
15 J. VENTURELLA, in his official capacity as a
senior official performing the duties of the Director
16 of U.S. Immigration and Customs Enforcement;
Todd BLANCHE, Attorney General of the United
17 States,
Respondents

Case No. 1:26-cv-05452-DJC-JDP

MOTION FOR DISCOVERY

Judge: Hon. Daniel J. Calabretta

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19 Petitioner Vedlin Alexandre respectfully moves the Court to order Respondents to produce the
20 complete record of proceedings and digital audio recording of his bond hearing before an Immigration
21 Judge, which occurred sometime between June 10 and June 22, 2026. The records are essential to
22 resolving the central issue of Mr. Alexandre's petition: whether he was provided a constitutionally
23 adequate bond hearing, per the Court's previous release order. *See* Dkt. 12; *Alexandre v. Warden*, No.
24 1:26-CV-04178-DJC-JDP, 2026 WL 1682407 (E.D. Cal. June 10, 2026).
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26 This motion is made pursuant to 28 U.S.C. § 2243 and Rule 6 of the Rules Governing Section
27 2254 Cases in the United States District Courts (the "Habeas Rules"). *See* Habeas Rule 1(b) (permitting
28 a district court to apply the Habeas Rules to any habeas corpus petition); *Martinez Cruz v. Lyons*, No.

1 5:25-cv-02879, 2025 WL 4041924, at *1 (C.D. Cal. Nov. 13, 2025) (noting that Rule 1(b) allows district
2 courts to apply the Habeas Rules to 2241 proceedings). Respondents must show cause why Mr.
3 Alexandre’s writ should not be granted. 28 U.S.C. § 2243. The Court may, for good cause, authorize
4 discovery under the Federal Rules of Civil Procedure. Habeas Rule 6. A party may obtain discovery
5 “any nonprivileged matter that is relevant to any party’s claim ... and proportional to the needs of the
6 case, considering the importance of the issues at stake in the action, ... the parties’ relative access to
7 relevant information, the parties’ resources, the importance of the discovery in resolving the issues, and
8 whether the burden or expense of the proposed discovery outweighs its likely benefit.” Fed. R. Civ. P.
9 26(b)(1).

11 The requested records are essential if respondents are to show that Mr. Alexandre received a
12 constitutionally adequate bond hearing and that his continued detention is lawful. The requested records
13 are digitized and controlled by the Executive Office for Immigration Review (EOIR), an agency of the
14 U.S. Department of Justice. The requested records are not readily accessible to Petitioner, who is in
15 immigration detention, nor to undersigned counsel, who is not appearing in Petitioner’s immigration
16 proceedings. *See* “Request a Record of Proceeding (ROP),” <https://www.justice.gov/eoir/ROPrequest>
17 (accessed Aug. 14, 2026) (requiring counsel to have a Form EOIR-28 Notice of Appearance on file with
18 the immigration court to request a record of proceeding). The requested records are within Respondent
19 Attorney General Todd Blanche’s control. EOIR routinely provides records of proceedings and digital
20 audio recordings to interested parties and government attorneys; the burden and expense to retrieve the
21 records is negligible. *See id.* This Court routinely orders respondents in 2241 actions to produce
22 petitioner’s immigration records. *See, e.g. Palacio Jarquin v. Warden*, No. 1:26-cv-05193 (E.D. Cal.
23 Minute Order July 28, 2026). Discovery of the requested records is supported by good cause.

26 Undersigned counsel requested the records from opposing counsel via email on August 13, 2026.
27 Opposing counsel replied: “I don’t believe I have those records but I’m happy to provide them to you
28

1 with my response brief (if I receive those records) once the court directs a response brief deadline.”
2 Undersigned counsel appreciates opposing counsel’s cooperation. Undersigned counsel believes an
3 order is appropriate to ensure that respondents provide the requested records to opposing counsel to
4 produce to this Court.
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6 Wherefore, Mr. Alexandre respectfully asks the Court to grant this motion and order respondents
7 to produce the complete record of proceedings and digital audio recording of his bond hearing before an
8 Immigration Judge.
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11 Respectfully submitted,

12 Heather E. Williams
13 Federal Public Defender

14 /s/ Philip T. Issa
15 Philip T. Issa
16 Assistant Federal Public Defender
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Date: August 14, 2026