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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA**

ADRIÁN ESPINOZA DE LA CRUZ
and A-E-V, a minor,

Petitioners,

v.

ZACHARY CROSSON, et al,

Respondents.

CV-26-289-GF-BMM

**Petitioners' Reply and Notice
of Issue**

Respondents concede that this matter is indistinguishable from *Hernandez v. Crosson*, No. CV-26-280-GF-BMM, 2026 WL 2280918 (D. Mont. Aug. 7, 2026). And they do not dispute the petition's factual allegations. Specifically, Respondents admit Petitioners "were arrested without a warrant and that available records do not evidence an

individualized determination of escape risk at the time of the arrest...” Dkt. 8 at 2. Respondents violated Petitioners’ rights under 8 U.S.C. § 1357 and their Fifth Amendment due process rights.

The only remedy is immediate release. *See Hernandez*, 2026 WL 2280918, *10 (“The Court determines that immediate release proves appropriate, available, and proper in this case to remedy the constitutional and statutory violations committed by the Government against Hernandez.”). The Government violated the constitutional and statutory rights of a nine-year-old child and her father, detaining them in a jail cell for over a week without legal basis. The Court should grant them immediate release and send them home.

The Court should grant the Petition for Writ of Habeas Corpus. In light of the particularly severe circumstances related to detaining a nine-year-old child, an immediate order of release with a written opinion to follow would be appropriate here.

Dated: August 19, 2026

Respectfully Submitted,

/s/ Andres Haladay

Andres Haladay

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