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13 UNITED STATES DISTRICT COURT
14 CENTRAL DISTRICT OF CALIFORNIA
15

16 ROBERT GEORGE HOGARTH,

17 Petitioner,

18 v.

19 ERNESTO M. SANTACRUZ JR.,
20 Acting Field Office Director of the Los
21 Angeles Immigration and Customs
22 Enforcement Office; TODD M.
23 LYONS, Acting Director of United
24 States Immigration and Customs
25 Enforcement; KRISTI L. NOEM,
26 Secretary of the United States
27 Department of Homeland Security,
28 PAMELA J. BONDI, Attorney General
of the United States, acting in their
official capacities,

Respondents.

Case No. 2:25-cv-09472-SPG-MAR

**REPLY IN SUPPORT OF
PRELIMINARY INJUNCTION**

Date Filed: October 3, 2025

At the hearing scheduled for tomorrow, Mr. Hogarth's counsel will address the numerous defects in the government's position, which continues to avoid any briefing on the merits of Mr. Hogarth's claims. In anticipation of the hearing, Mr. Hogarth directs the Court's attention to *Planned Parenthood Great Northwest v. Labrador*, 122 F.4th 825, 841 (9th Cir. 2024), which establishes the "formidable" burden the government bears to avoid a preliminary injunction on mootness grounds. *See also id.* (holding that "[a] voluntary change in official stance or behavior moots an action only when it is '**absolutely clear**' to the court . . . that the activity complained of will not reoccur") (emphasis added). The government's representation that it does not "intend" to detain Mr. Hogarth fails to satisfy this burden. Dkt. No. 15-1 ¶ 16. Mr. Hogarth will explain why *Planned Parenthood* controls here and the district court cases on which the government relies do not.

Respectfully Submitted,

Dated: October 14, 2025

KEKER, VAN NEST & PETERS
LLP

By

: /s/ Katie Lynn Joyce

Katie Lynn Joyce
Danika L. Ritter
Raisa M. Cramer

Attorneys for Petitioner Robert
George Hogarth

Dated: October 14, 2025

LAKIN & WILLE LLP

By

: /s/ Judah Lakin

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