

1 BILAL A. ESSAYLI
First Assistant United States Attorney
2 DAVID M. HARRIS
Assistant United States Attorney
3 Chief, Civil Division
DANIEL A. BECK (Cal. Bar No. 204496)
4 Assistant United States Attorney
Chief, Complex and Defensive Litigation Section
5 Federal Building, Suite 7516
300 North Los Angeles Street
6 Los Angeles, California 90012
Telephone: (213) 894-8974
7 E-mail: Daniel.Beck@usdoj.gov

8 Attorneys for Federal Respondents

9
10 UNITED STATES DISTRICT COURT
11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 EDWIN ROLANDO RAMIREZ LIMA,

13 Petitioner,

14 v.

15 TODD LYONS, Acting Director,
16 Immigrations Customs and
Enforcement, et al.,

17 Respondents.
18
19
20
21
22
23
24
25
26
27
28

No. 2:25-cv-09890-DOC-MBK

**FEDERAL RESPONDENTS'
RESPONSE TO ORDER TO SHOW
CAUSE RE: PRELIMINARY
INJUNCTION; SUGGESTION OF
MOOTNESS**

Honorable David O. Carter
United States District Judge

RESPONDENTS' OPPOSITION TO OSC RE: PRELIMINARY INJUNCTION

On November 3, 2025, the Court issued an order [[Dkt. 8](#)] providing that the Respondents are enjoined from continuing to detain the Petitioner unless he is provided a bond hearing before an immigration judge pursuant to [8 U.S.C. § 1226\(a\)](#) within seven days. The Court's order further required Respondents to show cause as to why a preliminary injunction should not issue. Respondents hereby show such cause.

Petitioner received a bond hearing on November 10, 2025, as shown by the Order of the Immigration Judge attached as Exhibit A hereto. Petitioner was denied bond because he did not meet his burden to prove that he was not a flight risk. *Id.*

Providing the Petitioner with the § 1226(a) bond hearing, or otherwise releasing them from detention, moots the requested preliminary injunction and this habeas petition more generally. *See, e.g., Javier Gonzales et al. v. Kristi Noem et al.*, 5:25-cv-02054-ODW-BFM, [Dkt. no. 16](#) (August 25, 2025 minute order by Hon. Judge Wright, denying as moot the petitioners' pending request for a preliminary injunction given their receipt pursuant to a TRO of 1226(a) bond hearings and issuing the petitioners an order to show cause re: dismissal); [Dkt. no. 17](#) (notice of voluntary dismissal); and [Dkt. no. 18](#) (order dismissing petition). *See also Moises Salomon Zaragoza Mosqueda v. Kristi Noem et al.*, 5:25-cv-002304-CAS-BFM, [Dkt. no. 15](#) (September 17, 2025 minute order by Hon. Judge Snyder, denying preliminary injunction and issuing OSC re dismissal for mootness given the petitioners' receipt of immigration bond hearings); [Dkt. no. 16](#) (notice of voluntary dismissal); *Coc Tut v. Kristi Noem*, 5:25-cv-02701-DOC (October 30, 2025 order denying preliminary injunction as moot and issuing OSC re: dismissal where bond hearings were provided to detainees pursuant to TRO).

While Respondents continue to oppose the issuance of a preliminary injunction pursuant to the legal positions stated in the Respondents' brief in opposition to the Petitioner's *ex parte* application for a temporary restraining order, and the Respondents maintain that those positions warrant denying a preliminary injunction on the merits, the issue is mooted in any event by the TRO's issuance [[Dkt. 8](#)] and the subsequent

1 provision of the bond hearing for the Petitioner.

2 Accordingly, the OSC re: preliminary injunction should be discharged, and the
3 Petitioner should either voluntarily dismiss their Petition or else be required to respond
4 to an OSC re: Dismissal.

5
6 Respectfully submitted,

7 Dated: November 10, 2025

8 BILAL A. ESSAYLI
First Assistant United States Attorney
9 DAVID M. HARRIS
Assistant United States Attorney
Chief, Civil Division
10 DANIEL A. BECK
Assistant United States Attorney
Chief, Complex and Defensive Litigation Section

11 /s/ Daniel A. Beck*

12 DANIEL A. BECK
Assistant United States Attorney

13 Attorneys for Federal Respondents
14

15 * The undersigned, counsel of record for the Federal Respondents certifies that this brief
16 contains 380 words, which complies with the word limit of L.R. 11-6.1.
17
18
19
20
21
22
23
24
25
26
27
28