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

12 Manuel SOTO MUNOZ,
13 Petitioner,
14 v.
15 Fereti SEMAIA, et al.,
16 Respondents.
17

No. 5:25-cv-2898-MRA-BFM

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

Honorable Mónica Ramírez Almadani
United States District Judge

RESPONDENTS' OPPOSITION TO OSC RE: PRELIMINARY INJUNCTION

On November 4, 2025, the Court issued an order [Dkt. 10] 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 granted release on bond by the Immigration Court. *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 and the subsequent provision of the

1 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.

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6 Respectfully submitted,

7 Dated: November 11, 2025

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11 /s/ Daniel A. Beck*

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EXHIBIT A



UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
ADELANTO IMMIGRATION COURT

Respondent Name:

SOTO-MUNOZ, MANUEL

To:

Spring, Amber
400 Mrak Hall Drive
Davis, CA 95616

A-Number:



Riders:

In Custody Redetermination Proceedings

Date:

11/10/2025

ORDER OF THE IMMIGRATION JUDGE

The respondent requested a custody redetermination pursuant to 8 C.F.R. § 1236. After full consideration of the evidence presented, the respondent's request for a change in custody status is hereby ordered:

☐ Denied, because

☒ Granted. It is ordered that Respondent be:

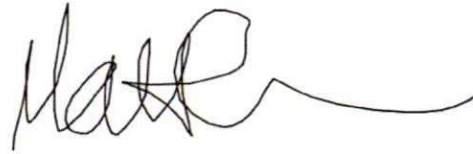
☐ released from custody on his own recognizance.

☒ released from custody under bond of \$ 7,500.00

☒ other:

ALTERNATIVES TO DETENTION AT DHS DISCRETION.

☐ Other:



Immigration Judge: Matthew C. Chan 11/10/2025

Appeal: Department of Homeland Security: ☒ waived ☐ reserved
Respondent: ☒ waived ☐ reserved

Appeal Due:

Certificate of Service

This document was served:

Via: [M] Mail | [P] Personal Service | [E] Electronic Service | [U] Address Unavailable

To: [] Alien | [] Alien c/o custodial officer | [E] Alien atty/rep. | [E] DHS

Respondent Name : SOTO-MUNOZ, MANUEL | A-Number : 

Riders:

Date: 11/10/2025 By: ESCOBAR, ESMERALDA, Court Staff