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UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

EASTERN DIVISION

JORGE SERRATO HERRERA,

Petitioner,

v.

WARDEN OF ADELANTO DETENTION FACILITY, *et al.*,

Respondents.

No. 5:25-cv-03341-SVW-PVC

**FEDERAL RESPONDENTS' RESPONSE TO PETITIONER'S *EX PARTE* APPLICATION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION**

Honorable Josephine L. Staton
United States District Judge

**RESPONSE AND OPPOSITION TO TRO**

Petitioner appears to be a member of the Bond Eligible Class certified in *Maldonado Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025). On December 18, 2025, the *Bautista* court entered final judgment as to the Bond Eligible Class. *See Bautista*, ECF No. 94. A notice of appeal was then filed by the *Bautista* defendants on December 18, 2025, ECF No. 95.

Accordingly, Respondents acknowledge that Petitioner's claim in this action as to his entitlement to a bond hearing appears to be subject to the *Bautista* judgment and to any applicable appellate proceedings relating to it. To the extent Petitioner seeks an order requiring such a bond hearing here, it should be consistent with what Courts in this District have generally ordered in similar cases, which is to require such a hearing be held within seven (7) days, where Petitioner has the burden of proof to show he is not a danger or flight risk.

Respectfully submitted,

Dated: December 30, 2025

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* The undersigned, counsel of record for the Federal Respondents certifies that this brief contains 361 words, which complies with the word limit of L.R. 11-6.1.