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UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

OSCAR EDUARDO OSORIO VALDEZ, Petitioner, v. WARDEN ADELANTO DETENTION FACILITY, *et al.*, Respondents.	No. 5:25-cv-03204-RGK-DTB **FEDERAL RESPONDENTS' ANSWER TO PETITION FOR WRIT OF HABEAS CORPUS** Honorable David T. Bristow United States Magistrate Judge

On November 26, 2025, Petitioner Oscar Eduardo Osorio Valdez, a detainee in immigration custody since October 23, 2025, filed a petition asking the Court to "issue a writ of habeas corpus to order his immediate release, or alternatively, a bond hearing be held for his release from continued detention …" *See* Dkt. 1 at 1, 15-16. The extraordinary relief of immediate release is not required in this matter as the issues presented are already being litigated within the Central District. The Petitioner appears to be a member of the Bond Eligible Class certified in *Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025), *reconsideration granted in part*, No. 5:25-CV-01873-SSS-BFM, 2025 WL 3713982 (C.D. Cal. Dec. 18, 2025), and *amended and superseded on reconsideration,* No. 5:25-CV-01873-SSS-BFM, 2025 WL 3713987 (C.D. Cal. Dec. 18, 2025), *judgment entered sub nom. Bautista v. Noem*, No. 5:25-CV-01873-SSS-BFM, 2025 WL 3678485 (C.D. Cal. Dec. 18, 2025), *appeal docketed sub nom. Bautista v. Dep't of Homeland Sec.*, No. 25-7958 (9th Cir. Dec. 19, 2025). Accordingly, Respondents acknowledge that, based on his allegations, 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 an 8 U.S.C. § 1226(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.[1]

[1] Respondents acknowledge that it is typical to order such bond hearings within a 7-day window, but given the backlog of cases at the EOIR, Respondents respectfully request the Court to provide a few extra days to provide such hearings.

Dated: January 22, 2026

Respectfully submitted,

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