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UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

TIGRAN GADYAN,

Petitioner,

v.

KRISTI NOEM, *et al.*,

Respondents.

No. 5:25-cv-03219-RGK-JDE

FEDERAL RESPONDENTS' ANSWER TO PETITION

Honorable A. John D. Early
United States Magistrate Judge

RESPONSE TO PETITION

On December 3, 2025, the Court issued an order [Dkt. 8] requiring a response to the Petition in this case. In the interim, however, on December 18, 2025, Judge Klausner granted Petitioner's application for preliminary injunction [Dkt. 16], requiring the immediate release of the Petitioner.

Accordingly, Respondents respectfully submit that resolution of the substantive merits of this case through preliminary injunctive relief presided over by the District Judge moots the Petition. *See, e.g., Munoz v. Rowland,* 104 F.3d 1096, 1097–98 (9th Cir. 1997) ("Because [the petitioner] has been released ..., we can no longer provide him the primary relief sought in his habeas corpus petition."); *Whitmore v. Arkansas*, 495 U.S. 149, 158 (1990) ("Each of these cases demonstrates what we have said many times before and reiterate today: Allegations of possible future injury do not satisfy the requirements of Art. III. A threatened injury must be 'certainly impending' to constitute injury in fact."); *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); *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); *J.P. v. Santacruz*, No. 8:25-CV-01640-FWS-JC, 2025 WL 2998305, at *4 (C.D. Cal. Oct. 24, 2025) (petitioner "fail[ed] to sufficiently allege an injury or threat of injury because the event giving rise to the Petition has passed and Petitioner's alleged threat of future injury is too speculative and unripe").

Should this Court disagree, however, the Respondents respectfully request that a briefing schedule be set for any remaining issues identified by the Court.

Dated: December 31, 2025

Respectfully submitted,

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