

1 TODD BLANCHE
Deputy Attorney General
2 BILAL A. ESSAYLI
First Assistant United States Attorney
3 DAVID M. HARRIS
Assistant United States Attorney
4 Chief, Civil Division
DANIEL A. BECK
5 Assistant United States Attorney
Chief, Complex and Defensive Litigation Section
6 PATRICK J. KEARNEY (Cal. Bar No. 295543)
Special Assistant United States Attorney
7 Federal Building, Suite 7516
300 North Los Angeles Street
8 Los Angeles, California 90012
Telephone: (213) 916-7881
9 E-mail: patrick.kearney@usdoj.gov

10 Attorneys for Federal Respondents

11 UNITED STATES DISTRICT COURT
12 FOR THE CENTRAL DISTRICT OF CALIFORNIA
13

14 SANDRA PIEDAD OLIVERA
MATOMA,

15 Petitioner,

16 v.

17 JAMES JANECKA, *et al.*

18 Respondents.
19

No. 5:25-cv-03606-VBF-MBK

**RESPONDENTS' ANSWER TO
PETITIONER'S PETITION FOR WRIT
OF HABEAS CORPUS**

Honorable Michael B. Kaufman
United States Magistrate Judge

1 Petitioner Sandra Piedad Olivera Matoma, a detainee in immigration custody since
2 August 11, 2025, filed a petition for writ of habeas corpus asking the Court to “order
3 Respondents to immediately release Petitioner” Dkt. 1 (“Petition”) at 25. On January
4 5, 2026, the Court entered an Order Requiring Response to Petition and Ordering
5 Expedited Briefing Schedule, which directed Respondents to file an answer by January
6 19, 2026. Dkt. 4.

7 Petitioner—on the basis of her allegations, *see, e.g., Dkt. 1*, ¶ 53—appears to be a
8 member of the Bond Eligible Class certified in *Bautista v. Santacruz*, No. 5:25-CV-01873-
9 SSS-BFM, 2025 WL 3288403 (C.D. Cal. Nov. 25, 2025), *reconsideration granted in part*,
10 No. 5:25-CV-01873-SSS-BFM, 2025 WL 3713982 (C.D. Cal. Dec. 18, 2025), and
11 *amended and superseded on reconsideration*, No. 5:25-CV-01873-SSS-BFM, 2025 WL
12 3713987 (C.D. Cal. Dec. 18, 2025), *judgment entered sub nom. Bautista v. Noem*, No.
13 5:25-CV-01873-SSS-BFM, 2025 WL 3678485 (C.D. Cal. Dec. 18, 2025), *appeal*
14 *docketed sub nom. Bautista v. Dep’t of Homeland Sec.*, No. 25-7958 (9th Cir. Dec. 19,
15 2025). Accordingly, Respondents acknowledge that, based on her allegations, Petitioner’s
16 claim in this action as to her entitlement to a bond hearing appears to be subject to the
17 *Bautista* judgment and to any applicable appellate proceedings relating to it.

18 Petitioner currently has a bond hearing scheduled for February 10, 2026, at 8:00
19 a.m. A notice for this bond hearing is attached hereto as Exhibit A. Consequently,
20 Petitioner is being provided appropriate relief without requiring injunctive relief here.
21 Despite the foregoing, if this Court is inclined to grant relief in the habeas proceedings
22 here, it should be consistent with what Courts in this District have generally ordered in
23 similar cases, which is to require a 8 U.S.C. § 1226(a) hearing be held within 10 days
24 where Petitioner has the burden of proof to show she is not a danger or flight risk.¹

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28 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.

Respectfully submitted,

Dated: January 20, 2026

TODD BLANCHE
Deputy Attorney General
BILAL A. ESSAYLI
First Assistant United States Attorney
DAVID M. HARRIS
Assistant United States Attorney
Chief, Civil Division
DANIEL A. BECK
Assistant United States Attorney
Chief, Complex and Defensive Litigation Section

/s/ Patrick J. Kearney

PATRICK J. KEARNEY
Special Assistant United States Attorney

Attorneys for Respondents

CERTIFICATE OF COMPLIANCE WITH L.R. 11-6.2

The undersigned, counsel of record for Respondents, certifies that the memorandum of points and authorities contains 282 words, which complies with the word limit of Local Rule 11-6.1.

Dated: January 20, 2026

/s/ Patrick J. Kearney
PATRICK J. KEARNEY