

United States District Court
Western District of Texas
El Paso Division

CLARA CABALLERO OROZCO,
Petitioner,

v.

PAMELA BONDI, *et. al.*,

Respondents.

No. 3:26-CV-00170-KC

PETITIONER'S RESPONSE TO STATUS REPORT

Petitioner files this in response to the Respondents' status report. ECF No. 5. On February 10, 2026, a bond hearing was held and the Immigration Judge took no action. According to the counsel representing Ms. Caballero's bond proceedings, Immigration Judge Pleters declined to exercise bond jurisdiction to issue the bond based on the Fifth Circuit's recent decision in *Buenrostro-Mendez v. Bondi*. See Exh. A. As a result, as of 10 p.m. on February 11, 2026, Petitioner remains in ICE custody at the El Paso Processing Center in direct contravention of this Court's order to release her on or before February 11, 2026. ECF No. 4.

Because the Immigration Judge concluded he lacked jurisdiction and declined to act, Petitioner was not afforded the bond hearing contemplated by this Court's Order. Moreover, the Government failed to release Petitioner by the Court-imposed deadline. Accordingly, Petitioner respectfully requests that this Court compel immediate compliance with its prior Order and direct Respondents to effectuate Petitioner's release immediately.

Dated: February 11, 2026

Respectfully submitted,

Cam Nguyen
Counsel for Petitioner

By: /s/ Cam Nguyen

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Exhibit A

AFFIDAVIT

I, Douglas Jalaie, declare under penalty of perjury as follows:

1. My name is Douglas Jalaie, and I am counsel for Clara Caballero Orozco, Immigration Court Case # [REDACTED] for the bond hearing held on February 10, 2026 before Immigration Judge Pleters in El Paso, Texas.
2. During the hearing, Immigration Judge Pleters explained that he could not issue a bond because he believed he had no jurisdiction under the Fifth Circuit decision in *Buenrostro-Mendez* issued February 6, 2026.
3. I explained that the recent decision did not stay or serve as an appeal of Ms. Callabero's habeas grant and, therefore, the Immigration Judge did have jurisdiction to issue bond. I further issued that the mandate had not yet issued and could not serve as binding precedent.
4. The Immigration Judge disagreed and issued a "no action" on the bond request.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on this 11th day of February, 2026.



Signature

__Douglas Jalaie_____
Name