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9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA
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12 QI LIU,
Petitioner,
13
14 v.
15 KRISTI NOEM, et al.,
Respondents.
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Case No.: 26-cv-1330-RSH-MSB
RESPONSE TO PETITION

19 Petitioner has filed a habeas petition under 28 U.S.C. § 2241. Petitioner is subject
20 to mandatory detention under 8 U.S.C. § 1225(b). *See Jennings v. Rodriguez*, 583 U.S.
21 281 (2018).

22 However, the government acknowledges that courts in this District have
23 repeatedly inferred a constitutional right against prolonged mandatory detention. Taking
24 into consideration those prior rulings and the length of time Petitioner has been in
25 custody, the government concedes that this Court should order that Petitioner receive a
26 bond hearing, where the government would bear the burden of proof of establishing, by
27 clear and convincing evidence, that Petitioner poses a danger to the community or a risk
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1 of flight. *See Sadeqi v. LaRose*, No. 25-cv-2587-RSH-BJW, 2025 WL 3154520 (S.D.
2 Cal. Nov. 12, 2025); *Gao v. LaRose*, No. 25-cv-2084-RSH-SBC, 2025 WL 2770633
3 (S.D. Cal. Sept. 26, 2025).

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5 DATED: March 17, 2026

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