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10
11 **UNITED STATES DISTRICT COURT**
12 **SOUTHERN DISTRICT OF CALIFORNIA**

13 EDERSON DE MELO DAMASIO,

14 Petitioner,

15 v.

16 MARKWAYNE MULLIN, Secretary of
17 the Department of Homeland Security, et
18 al.

19 Respondents.

No.: 26-cv-2404-JO-DEB

**Traverse in support of
petition for writ of
habeas corpus**

**[Civil Immigration Habeas,
28 U.S.C. § 2241]**

1 In its return, Respondents state that “the government does not oppose the
2 petition and defers to the Court on the appropriate relief.” Dkt. 10 at 3. In light of
3 the government's concession, this Court should order Mr. Damasio released given
4 that his detention is largely attributable to the the IJ’s error regarding his arrest
5 history. *See* Amended Petition, Dkt. 9 at 7-8. Thus, this Court should grant the
6 petition and order Mr. Damasio’s immediate release.

7 Respectfully submitted,

8
9 Dated: May 7, 2026

s/ Kara Hartzler

Federal Defenders of San Diego, Inc.

Attorneys for Petitioner

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