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April 21, 2026

VIA ECF FILING
Honorable John R. Padova
United States District Court, EDPA
17613 U.S. Courthouse
601 Market Street
Philadelphia, PA 19106

Re: Victor Hugo Arnao Bravo v. Jamison, *et* al; No. 2:26-cv-2416

Dear Judge Padova:

Please accept this letter brief on behalf of the United States in the above referenced habeas action. On April 20, 2026, Victor Hugo Arnao Bravo filed a petition seeking release from detention. Earlier today, the Court ordered the Government to notify Your Honor by 5:00 p.m. whether it opposes petitioner's "Emergency Motion of Temporary Restraining Order and Order to Show Cause."

I write to inform the Court that Respondents oppose the Petition and Motion for Temporary Restraining Order for the same reasons set forth in the respondents' opposition to the vast majority of habeas cases, including the decision from this Court in *Hurtado v. Jamison*, No. 25-6717, 2025 WL 3678432 (Dec. 2025). Those arguments are incorporated herein by reference and not waived. Specifically, this petition falls within the type the Government has opposed, citing the Board of Immigration Appeals' decision in *Matter of Q. Li*, 29 I&N. Dec. 66 (BIA 2025).

While recognizing this Court has not accepted these arguments, Respondents respectfully continue to argue that Petitioner is subject to mandatory detention under 8 U.S.C. § 1225(b)(2)(A)[1] based on those incorporated arguments.

[1] The government is pursuing appeals in the Third Circuit related to both statutory and constitutional due-process claims. The matters on appeal are *Lopes De Andrade v. Director Philadelphia Field Office Immigration and Customs Enforcement, et al.*, No. 26-1454 (3d Cir.), and *Buele Morocho v. Warden Philadelphia FDC, et al.*, No.

Respondents respectfully request that the Court deny the instant petition. Undersigned counsel will provide further briefing if the Court believes it will be helpful.

Respectfully submitted,

DAVID METCALF
United States Attorney

/s/ Frank A. DeLuccia
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cc: Christine Flowers, Counsel for Petitioner via ECF

26-1150 (3d Cir.), which are now consolidated for all purposes. The government's consolidated opening brief was filed on March 20, 2026. The Third Circuit granted the Government's motion to expedite the consolidated appeals and scheduled them for disposition by the Court during the week of May 11, 2026.