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Attorney for Petitioner Zareth RUEDA PENA

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

RUEDA PENA, Zareth

CASE NO.: 3:26-CV-02804-JES-DDL

Petitioner-Plaintiff,



vs.

**TRAVERSE IN SUPPORT OF AMENDED
WRIT OF HABEAS**

**CHRISTOPHER J. LAROSE, Senior
Warden, Otay Mesa Detention Center;
PATRICK DIVVER, Field Office
Director, San Diego Office of Detention
and Removal, U.S. Immigration and
Customs Enforcement; TODD M.
LYONS, Acting Director, U.S.
Immigration and Customs Enforcement,
U.S. Department of Homeland Security;
and MARKWAYNE MULLIN, Secretary, U.S.
Department of Homeland Security,**

Respondents-Defendants.

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INTRODUCTION

Government's return states that they cannot establish that there is a significant likelihood of removal in the reasonably foreseeable future. They acknowledge that petitioner is entitled to release. See Gov Return Doc 17. Wherefore, petitioner requests immediate release.

PRAYER FOR RELIEF

WHEREFORE, Petitioner respectfully requests this Court to grant the following:

- (1) Issue a Writ of Habeas Corpus ordering Respondents to release Petitioner from custody immediately;
- (2) Order Respondents be prohibited from removing petitioner without providing Petitioner and her counsel with notice of the country Respondents plan to remove her to and an opportunity to be heard. Order Respondents to give Petitioner and her counsel said notice at least **ten days** before removal to give them a meaningful opportunity to raise opposition to the third country.
- (3) Order Respondents be prohibited from re-detaining petitioner for removal unless Respondents have obtained a travel document to effectuate removal and have complied with the above orders.

Dated: June 01, 2026

Respectfully submitted,

/s/ David Szeles

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