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9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA

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12 TIMOTEO SIMON MARCOS,

13 Petitioner,

14 v.

15 CHRISTOPHER LAROSE, et al.,

16 Respondents.
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Case No.: 26-cv-2936-RFL-DEB

RESPONSE TO PETITION

19 Petitioner appears to be a member of the Bond Eligible Class certified in *Maldonado*
20 *Bautista v. Santacruz*, No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL
21 3288403 (C.D. Cal. Nov. 25, 2025). The Ninth Circuit later stayed application of the Order
22 beyond the Central District of California. However, Respondents acknowledges the prior
23 orders from this District directing bond hearings pursuant to 8 U.S.C. § 1226(a) in similar
24 cases.¹ Respondents therefore do not oppose an order from this Court directing a bond
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27 ¹ To the extent the Court issues an order directing a bond hearing under 1226(a),
28 considering heavy caseloads and staffing levels, Respondents respectfully request that such
order provide the government 14 days from issuance to hold such bond hearing.

1 hearing be held pursuant to 8 U.S.C. § 1226(a) at which Petitioner bears the burden to
2 demonstrate by clear and convincing evidence that they are not a danger to the community
3 or a flight risk. 8 C.F.R. § 1003.19(h)(3).²

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5 DATED: May 18, 2026

ADAM GORDON
United States Attorney

6 *s/ Michael D. Wallace*
7 MICHAEL D. WALLACE
8 Assistant United States Attorney
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