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Attorney for Petitioner

UNITED STATES DISTRICT COURT

IN AND FOR THE EASTERN DISTRICT OF CALIFORNIA

Manrique Garcia Johann,

Petitioner,

v.

CHRISTOPHER CHESTNUT, Warden,
California City Immigration Processing
Center, et al.,

Respondents.

) 1:26-cv-05184-VC

) **PETITIONER'S UNOPPOSED MOTION**
) **TO EXTEND TIME TO FILE REPLY OR**
) **OTHER APPROPRIATE FILING**

Petitioner Manrique Garcia Johann, through appointed counsel, respectfully requests a thirty-day extension of the current July 28, 2026 deadline to file his reply in support of the petition for writ of habeas corpus. Petitioner requests that the deadline be extended through August 27, 2026.

Petitioner filed the present habeas petition pro se on July 6, 2026. Dkt. 1. On July 8, 2026, the Court ordered Respondents to file a response by July 21, 2026, permitted Petitioner to file a reply by July 28, 2026, and appointed counsel to represent Petitioner in this federal habeas proceeding. Dkt. 6. The Court appointed undersigned counsel on July 13, 2026. Dkt. 7. Respondents filed their response on July 16, 2026. Dkt. 8.

Petitioner's Motion for Extension of Time
Garcia Johann v. Warden, 1:26-cv-05184-VC

1 Good cause exists for the requested extension. Counsel was appointed after the pro se
2 petition had already been filed and only fifteen days before the present reply deadline. Counsel
3 has begun reviewing the petition, Respondents' return, and the available immigration and
4 custody records. That review indicates that the pro se petition contains material factual and legal
5 assertions that counsel cannot responsibly adopt without further investigation.

6 Respondents' return also presents the case on a materially different premise from the one
7 asserted in the pro se petition. The petition alleges that Petitioner is detained under 8 U.S.C.
8 §1226(c) and has no available administrative process through which to seek an individualized
9 custody determination. Respondents contend instead that Petitioner is detained under 8 U.S.C.
10 §1226(a), is not subject to mandatory detention, and may request a custody redetermination from
11 an Immigration Judge.

12 Counsel requires additional time to confer with Petitioner, review the relevant custody
13 documents, determine whether Petitioner previously requested a custody redetermination or was
14 informed that such review was unavailable, and evaluate the effect of any request Petitioner may
15 now make. Appointed counsel represents Petitioner solely in this federal habeas proceeding and
16 does not represent him before the Immigration Court. Counsel has advised Petitioner that he
17 should promptly request a custody redetermination and seek separate counsel to assist him in the
18 immigration proceedings. Whether such a request is accepted, scheduled, denied, or delayed may
19 materially affect the claims and relief properly presented in this action.

20 The requested extension will allow counsel to determine whether Petitioner should file a
21 reply, seek leave to amend the petition, or submit another appropriate filing addressing the
22 posture of the case. The request is made in good faith and not for purposes of delay. A thirty-day
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1 extension is modest in light of counsel's recent appointment and the need to investigate the
2 factual and procedural circumstances bearing directly on the viability of the petition.

3 On July 17, 2026, undersigned counsel contacted Assistant United States Attorney
4 Jonathan Williams by email regarding this request. Mr. Williams stated that Respondents do not
5 oppose the requested extension.

6 Accordingly, Petitioner respectfully requests that the Court extend the deadline to file his
7 reply or other appropriate filing from July 28, 2026, through August 27, 2026. Petitioner further
8 requests that all other provisions of the Court's July 8, 2026 order remain in effect.

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10 DATED: July 17, 2026

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12 Respectfully submitted,
13 JAN DAVID KAROWSKY
14 /s/ Jan David Karowsky
15 Jan David Karowsky
16 Attorney for Petitioner
17 MANRIQUE GARCIA JOHANN
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CERTIFICATE OF SERVICE

I hereby certify that on July 17, 2026, I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the Eastern District of California using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury that the foregoing is true and correct. Executed on July 17, 2026, at Sacramento County, California.

/s/Jan Karowsky