

District Judge Tiffany M. Cartwright

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

Ramon RODRIGUEZ VAZQUEZ,

Plaintiff,

v.

Laura HERMOSILLO,¹ *et al.*,

Defendants.

CASE NO. 3:25-cv-05240-TMC

DEFENDANTS' ANSWER TO
PLAINTIFF'S CLASS ACTION
COMPLAINT AND PETITION FOR WRIT
OF HABEAS CORPUS

¹ Pursuant to Federal Rule of Civil Procedure 25(d), Defendant Laura Hermosillo is the current Acting Field Office Director for ICE Enforcement and Removal Operations in Seattle, WA, and is automatically substituted for Defendant Drew Bostock.

Defendants, by and through undersigned counsel, answer Plaintiff Ramon Rodriguez Vazquez's Class Action Complaint and Petition for Writ of Habeas Corpus. ECF No. 1. Defendants deny all allegations not specifically admitted.

INTRODUCTION²

1. Defendants aver that Mr. Rodriguez Vazquez is an alien who voluntarily departed the United States and is no longer in Defendants' custody at Northwest ICE Processing Center (NWIPC). *See* ECF No. 49 at 14. The remaining allegations in this paragraph consist of statements or conclusions of law and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.
2. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.
3. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.
4. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants

² Defendants have included the headings listed in the Complaint to assist in reading the pleadings and do not admit the accuracy or appropriateness of the headings.

1 further aver that no response to this paragraph is necessary because the Court entered final
 2 judgment on those claims. *See* ECF Nos. 65, 66.

3 5. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
 4 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
 5 further aver that no response to this paragraph is necessary because the Court entered final
 6 judgment on those claims. *See* ECF Nos. 65, 66.

7 6. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
 8 the processes related to further review of an immigration judge's ("IJ's") bond determinations,
 9 to which no response is required. To the extent a response is required, Defendants deny.

10 7. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
 11 his claim and proffered data, to which no response is required. To the extent a response is
 12 required, Defendants deny.

13 8. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
 14 his claim, to which no response is required. To the extent a response is required, Defendants
 15 deny.

16 9. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
 17 his claim, to which no response is required. To the extent a response is required, Defendants
 18 deny.

19 10. This paragraph consists of Plaintiff's characterization of his case and claim for relief for which
 20 no response is required. To the extent a response is required, Defendants aver that the Court
 21 certified a class, *see* ECF No. 32, but deny that a class should have been certified. ECF No. 23.
 22 Defendants aver that to the extent the allegations in this paragraph relate to Plaintiff's Bond
 23

Denial Claims, no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

11. This paragraph consists of Plaintiff's characterization of his case and claim for relief for which no response is required. To the extent a response is required, Defendants aver that the Court certified a class, *see* ECF No. 32, but deny that a class should have been certified. ECF No. 23. Defendants aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

12. This paragraph consists of Plaintiff's characterization of his claim and requested relief, to which no response is required. To the extent a response is required, Defendants aver that the Court certified a class, *see* ECF No. 32, but deny that a class should have been certified. ECF No. 23.

JURISDICTION AND VENUE

13. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny that Plaintiff is entitled to relief under any provision of law.

14. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny that the Court has jurisdiction over Plaintiff's claims. *See* ECF No. 49 (Mot. to Dismiss).

15. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny that Plaintiff is entitled to any relief.

1 16. This paragraph consists of statements or conclusions of law and citation to legal authority, to
2 which no response is required. To the extent a response is required, Defendants aver that venue
3 would be proper in this district if the Court had jurisdiction over Plaintiff's claims but because
4 Defendants deny that the Court has jurisdiction over Plaintiff's claims, *see, e.g.*, ECF No. 49,
5 Defendants deny that venue is proper.

6 **PARTIES**

7 17. Defendants deny the first sentence of this paragraph. Defendants lack sufficient information to
8 admit or deny the second sentence of this paragraph and therefore deny. Defendants admit the
9 last sentence of this paragraph.

10 18. Defendants deny the first sentence of this paragraph to the extent that Drew Bostock is no
11 longer the Acting Field Office Director (aFOD) for ICE Enforcement and Removal Operations
12 (ERO) in Seattle, Washington. Defendants aver that Laura Hermosillo is the current aFOD for
13 ERO in Seattle, WA. As to the second sentence, Defendants admit that Laura Hermosillo, as
14 Seattle aFOD, is Mr. Rodriguez Vazquez's immediate custodian responsible for his detention
15 at NWIPC, and the person with the authority to authorize his detention or release. Defendants
16 aver that Mr. Rodriguez Vazquez voluntarily departed the United States and is no longer in
17 Defendants' custody at Northwest ICE Processing Center (NWIPC). *See* ECF No. 49 at 14.
18 Defendants admit the third sentence of this paragraph to the extent that the current aFOD is
19 sued in his or her official capacity.

20 19. Defendants admit that Bruce Scott is the GEO Facility Administrator, which is the NWIPC
21 equivalent of a Warden, at the NWIPC, who oversees the day-to-day functioning of NWIPC,
22 and has immediate physical custody of Plaintiff pursuant to a contract with ICE to detain
23

1 noncitizens. Defendants admit that Mr. Scott is sued in his official capacity as the Facility
2 Administrator of a federal detention facility. *See Castaneda Juarez v. Asher*, No. C20-700
3 JLR-MLP, 2021 WL 1946222, at *3–5 (W.D. Wash. May 14, 2021). Defendants deny the
4 remaining allegations in this paragraph.

5 20. Defendants admit this paragraph to the extent that Kristi Noem is the Secretary of Homeland
6 Security (DHS) and is sued in her official capacity. Defendants aver that DHS is one of several
7 federal agencies responsible for implementing and enforcing the Immigration and Nationality
8 Act (INA).

9 21. Defendants admit this paragraph to the extent that DHS is one of several federal agencies
10 responsible for implementing and enforcing the INA, including the detention of aliens.
11 Defendants deny all remaining allegations in this paragraph.

12 22. Admit.

13 23. Admit.

14 24. Defendants deny that Sirce Owen is the Director of EOIR and aver that Sirce Owen is the
15 Acting Director of EOIR. Defendants otherwise admit this paragraph.

16 25. Defendants admit this paragraph to the extent that the Tacoma Immigration Court is the
17 adjudicatory body within EOIR with jurisdiction over the removal and bond cases of
18 individuals detained at NWIPC who are in removal proceedings. To the extent that Plaintiff
19 alleges that all individuals detained at NWIPC are under the jurisdiction of the Tacoma
20 Immigration Court, Defendants deny.

LEGAL BACKGROUND**Detention under 8 U.S.C. § 1226(a) and § 1225(b)(2)**

26. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

27. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

28. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

29. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

30. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

31. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

32. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

33. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

34. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

35. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

36. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants

1 further aver that no response to this paragraph is necessary because the Court entered final
2 judgment on those claims. *See* ECF Nos. 65, 66.

3 37. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
4 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
5 further aver that no response to this paragraph is necessary because the Court entered final
6 judgment on those claims. *See* ECF Nos. 65, 66.

7 38. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
8 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
9 further aver that no response to this paragraph is necessary because the Court entered final
10 judgment on those claims. *See* ECF Nos. 65, 66.

11 39. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
12 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
13 further aver that no response to this paragraph is necessary because the Court entered final
14 judgment on those claims. *See* ECF Nos. 65, 66.

15 40. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
16 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
17 further aver that no response to this paragraph is necessary because the Court entered final
18 judgment on those claims. *See* ECF Nos. 65, 66.

19 41. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
20 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
21 further aver that no response to this paragraph is necessary because the Court entered final
22 judgment on those claims. *See* ECF Nos. 65, 66.
23

1 42. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
2 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
3 further aver that no response to this paragraph is necessary because the Court entered final
4 judgment on those claims. *See* ECF Nos. 65, 66.

5 43. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
6 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
7 further aver that no response to this paragraph is necessary because the Court entered final
8 judgment on those claims. *See* ECF Nos. 65, 66.

9 44. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
10 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
11 further aver that no response to this paragraph is necessary because the Court entered final
12 judgment on those claims. *See* ECF Nos. 65, 66.

13 45. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
14 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
15 further aver that no response to this paragraph is necessary because the Court entered final
16 judgment on those claims. *See* ECF Nos. 65, 66.

17 46. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
18 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
19 further aver that no response to this paragraph is necessary because the Court entered final
20 judgment on those claims. *See* ECF Nos. 65, 66.

21 47. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
22 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
23

1 further aver that no response to this paragraph is necessary because the Court entered final
2 judgment on those claims. *See* ECF Nos. 65, 66.

3 48. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
4 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
5 further aver that no response to this paragraph is necessary because the Court entered final
6 judgment on those claims. *See* ECF Nos. 65, 66.

7 49. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
8 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
9 further aver that no response to this paragraph is necessary because the Court entered final
10 judgment on those claims. *See* ECF Nos. 65, 66.

11 50. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
12 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
13 further aver that no response to this paragraph is necessary because the Court entered final
14 judgment on those claims. *See* ECF Nos. 65, 66.

15 51. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
16 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
17 further aver that no response to this paragraph is necessary because the Court entered final
18 judgment on those claims. *See* ECF Nos. 65, 66.

19 52. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
20 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
21 further aver that no response to this paragraph is necessary because the Court entered final
22 judgment on those claims. *See* ECF Nos. 65, 66.
23

53. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

54. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

55. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

The BIA's Practice of Delayed Decisions in Bond Proceedings

56. Deny.

57. This paragraph consists of Plaintiff's characterization of his claim and proffered data, to which no response is required. To the extent a response is required, Defendants deny. Defendants aver that the data referenced by Plaintiff does not accurately reflect the average adjudication times for members of the Bond Appeal Class.

58. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

1 59. This paragraph consists of Plaintiff's characterization of his claim and proffered data, to which
2 no response is required. To the extent a response is required, Defendants deny. Defendants
3 aver that the data referenced by Plaintiff does not accurately reflect the average adjudication
4 times for members of the Bond Appeal Class.

5 60. This paragraph consists of statements or conclusions of law, to which no response is required.
6 To the extent a response is required, Defendants deny.

7 61. This paragraph consists of statements or conclusions of law and citation to legal authority, to
8 which no response is required. To the extent a response is required, Defendants deny.

9 62. This paragraph consists of statements or conclusions of law and citation to legal authority, to
10 which no response is required. To the extent a response is required, Defendants deny.

11 63. This paragraph consists of statements or conclusions of law and citation to legal authority, to
12 which no response is required. To the extent a response is required, Defendants deny.

13 64. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
14 his claim, to which no response is required. To the extent a response is required, Defendants
15 deny.

16 65. This paragraph consists of statements or conclusions of law and citation to legal authority, to
17 which no response is required. To the extent a response is required, Defendants deny.

18 66. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
19 his claim, to which no response is required. To the extent a response is required, Defendants
20 deny.

67. This paragraph consists of statements or conclusions of law, citation to legal authority, and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

68. This paragraph consists of Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

69. This paragraph consists of Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

70. This paragraph consists of Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny. Defendants aver that there are shared communal spaces within the housing units at NWIPC but detainees do not share individual beds.

71. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

72. This paragraph consists of statements or conclusions of law, to which no response is required. To the extent a response is required, Defendants deny.

NAMED PLAINTIFF'S ALLEGATIONS

73. Deny. Defendants aver that Mr. Rodriguez Vazquez was in custody at NWIPC until May 14, 2025, and is no longer in Defendants' custody at NWIPC. *See* ECF No. 49 at 14.

74. Defendants lack knowledge or information sufficient to form a basis as to the allegations in this paragraph and therefore deny the allegations in this paragraph.

1 75. Defendants lack knowledge or information sufficient to form a basis as to the allegations in
2 this paragraph and therefore deny.

3 76. Defendants lack knowledge or information sufficient to form a basis as to the allegations in
4 this paragraph and therefore deny.

5 77. Defendants admit that Mr. Rodriguez Vazquez was arrested on February 5, 2025, at a
6 residential address in Grandview, WA, during a Joint Task Force Operation headed by the
7 Drug Enforcement Administration (DEA). Defendants further admit that Mr. Rodriguez
8 Vazquez was not arrested or charged for criminal activity.

9 78. Defendants lack knowledge or information sufficient to form a basis as to the allegations in
10 this paragraph and therefore deny.

11 79. Defendants admit the first sentence. Defendants further aver that Mr. Rodriguez Vazquez
12 submitted evidence in support of his application but deny his characterization of said evidence.

13 80. Admit.

14 81. Defendants admit that Mr. Rodriguez Vazquez appealed the IJ's order denying the bond
15 hearing. Defendants deny the remaining allegations in this paragraph. Defendants aver that Mr.
16 Rodriguez Vazquez's appeal is no longer pending because the BIA issued a decision
17 dismissing the appeal on May 23, 2025, following his voluntary departure from the United
18 States. *See* ECF No. 49 at 14.

19 82. Deny. Defendants aver that Mr. Rodriguez Vazquez has voluntarily departed the United States
20 and therefore deny that he is in Defendants' custody at NWIPC. *See* ECF No. 49 at 14.

83. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

84. Defendants lack knowledge or information sufficient to form a basis as to the allegations in this paragraph and therefore deny.

85. Deny. Defendants aver that Mr. Rodriguez Vazquez has voluntarily departed the United States and therefore deny that he is in Defendants' custody at NWIPC. *See* ECF No. 49 at 14.

86. Defendants lack knowledge or information sufficient to form a basis as to the allegations in this paragraph relating to Mr. Rodriguez Vazquez's medical conditions and therefore deny. Defendants aver that Mr. Rodriguez Vazquez has voluntarily departed the United States and is no longer in Defendants' custody at NWIPC. *See* ECF No. 49 at 14. Defendants further aver that NWIPC is a level four facility, meaning its medical clinic is able to care for patients with complex medical needs. ICE healthcare is a part of ensuring the health and safety of detainees. Daily medication is a part of the care routinely provided. Mr. Rodriguez Vazquez received all his prescriptions to keep on his person and manage himself and had such prescriptions in quantity through August 2025. Defendants further deny that staff at NWIPC have not always provided Mr. Rodriguez Vazquez with the daily medical that his health requires which resulted in significant and at time painful health effects. Defendants further aver that while Mr. Rodriguez Vazquez was detained at NWIPC, he had access to 24/7 medical care, and there was no indication that he reported significant health concerns or made complaints regarding adverse health effects related to his prescribed treatment.

87. Deny. Defendants aver that Mr. Rodriguez Vazquez has voluntarily departed the United States and therefore deny that he is in Defendants' custody at NWIPC. *See* ECF No. 49 at 14.

CLASS ALLEGATIONS

88. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

Bond Denial Class

89. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

90. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

91. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants further aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

92. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants

1 further aver that no response to this paragraph is necessary because the Court entered final
2 judgment on those claims. *See* ECF Nos. 65, 66.

3 93. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
4 his Bond Denial Claims. To the extent a response is required, Defendants deny. Defendants
5 further aver that no response to this paragraph is necessary because the Court entered final
6 judgment on those claims. *See* ECF Nos. 65, 66.

7 **Bond Appeal Class**

8 94. This paragraph consists of Plaintiff's characterization of his claim and request for relief, to
9 which no response is required. To the extent a response is required, Defendants deny.

10 95. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
11 his claim, to which no response is required. To the extent a response is required, Defendants
12 deny.

13 96. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
14 his claim, to which no response is required. To the extent a response is required, Defendants
15 deny.

16 97. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
17 his claim, to which no response is required. To the extent a response is required, Defendants
18 deny.

19 98. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of
20 his claim, to which no response is required. To the extent a response is required, Defendants
21 deny.

1 **CAUSES OF ACTION**

2 **COUNT I**

3 **Violation of 8 U.S.C. § 1226(a)**
 4 **Unlawful Denial of Bond Hearings**
 5 **(on Behalf of Plaintiff and the Bond Denial Class)**

6 99. Defendants incorporate their answers to the previous paragraphs.

7 100. Count I and this paragraph constitute a cause of action relating to Plaintiff's Bond Denial
 8 Claims. This paragraph consists of statements or conclusions of law and citation to legal
 9 authority, to which no response is required. To the extent a response is required, Defendants
 10 deny. Defendants aver that no response to this paragraph is necessary because the Court entered
 11 final judgment on those claims. *See* ECF Nos. 65, 66.

12 101. Count I and this paragraph constitute a cause of action relating to Plaintiff's Bond Denial
 13 Claims. This paragraph consists of statements or conclusions of law and citation to legal
 14 authority, to which no response is required. To the extent a response is required, Defendants
 15 deny. Defendants aver that no response to this paragraph is necessary because the Court entered
 16 final judgment on those claims. *See* ECF Nos. 65, 66.

17 102. Count I and this paragraph constitute a cause of action relating to Plaintiff's Bond Denial
 18 Claims. This paragraph consists of statements or conclusions of law and citation to legal
 19 authority, to which no response is required. To the extent a response is required, Defendants
 20 deny. Defendants aver that no response to this paragraph is necessary because the Court entered
 21 final judgment on those claims. *See* ECF Nos. 65, 66.

COUNT II
Violation of the Administrative Procedure Act
Unlawful Denial of Bond
(on Behalf of Plaintiff and the Bond Denial Class)

103. Defendants incorporate their answers to the previous paragraphs.

104. Count II and this paragraph constitute a cause of action relating to Plaintiff's Bond Denial Claims. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny. Defendants aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

105. Count II and this paragraph constitute a cause of action relating to Plaintiff's Bond Denial Claims. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny. Defendants aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66

106. Count II and this paragraph constitute a cause of action relating to Plaintiff's Bond Denial Claims. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny. Defendants aver that no response to this paragraph is necessary because the Court entered final judgment on those claims. *See* ECF Nos. 65, 66

COUNT III

**Violation of the Due Process Clause of the Fifth Amendment
Delayed Adjudication of Bond Appeals
(on Behalf of Plaintiff and the Bond Appeal Class)**

107. Defendants incorporate their answers to the previous paragraphs.

108. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny.

109. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

110. This paragraph consists of statements or conclusions of law and Plaintiff's characterization of his claim, to which no response is required. To the extent a response is required, Defendants deny.

COUNT IV

**Violation of the Administrative Procedure Act
Delayed Adjudication of Bond Appeals
(on Behalf of Plaintiff and the Bond Appeal Class)**

111. Defendants incorporate their answers to the previous paragraphs.

112. This paragraph consists of statements or conclusions of law and citation to legal authority, to which no response is required. To the extent a response is required, Defendants deny.

113. This paragraph consists of statements or conclusions of law, to which no response is required. To the extent a response is required, Defendants deny.

1 114. This paragraph consists of statements or conclusions of law and Plaintiff's characterization
 2 of his claim, to which no response is required. To the extent a response is required,
 3 Defendants deny.

4 115. This paragraph consists of statements or conclusions of law and Plaintiff's characterization
 5 of his claim, to which no response is required. To the extent a response is required,
 6 Defendants deny.

7 PRAYER FOR RELIEF

8 A.

9 1. This paragraph constitutes Plaintiff's request for relief, to which no response is
 10 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
 11 to the relief requested or to any relief from Defendants.

12 2. This paragraph constitutes Plaintiff's request for relief, to which no response is
 13 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
 14 to the relief requested or to any relief from Defendants. Further, parts of this request
 15 for relief relate to Plaintiff's Bond Denial Claims. No response is necessary because
 16 the Court entered final judgment on those claims. *See* ECF Nos. 65, 66.

17 3. This paragraph constitutes Plaintiff's request for relief, to which no response is
 18 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
 19 to the relief requested or to any relief from Defendants. Further, this request for relief
 20 relates to Plaintiff's Bond Denial Claims. No response is necessary because the Court
 21 entered final judgment on those claims. *See* ECF Nos. 65, 66.

1 4. This paragraph constitutes Plaintiff's request for relief, to which no response is
2 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
3 to the relief requested or to any relief from Defendants.

4 5. This paragraph constitutes Plaintiff's request for relief, to which no response is
5 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
6 to the relief requested or to any relief from Defendants.

7 **B.**

8 1. This paragraph constitutes Plaintiff's request for relief, to which no response is
9 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
10 to the relief requested or to any relief from Defendants. Further, this request for relief
11 relates to Plaintiff's Bond Denial Claims. No response is necessary because the Court
12 entered final judgment on those claims. *See* ECF Nos. 65, 66.

13 2. This paragraph constitutes Plaintiff's request for relief, to which no response is
14 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
15 to the relief requested or to any relief from Defendants. Further, no response is
16 necessary because the Court has already granted Plaintiff the ultimate relief requested
17 in this paragraph. *See* ECF No. 29.

18 3. This paragraph constitutes Plaintiff's request for relief, to which no response is
19 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
20 to the relief requested or to any relief from Defendants.

21 4. This paragraph constitutes Plaintiff's request for relief, to which no response is
22 required. To the extent a response is required, Defendants deny that Plaintiff is entitled
23

1 to the relief requested or to any relief from Defendants. Defendants aver that this
2 request for relief is moot as Named Plaintiff is no longer in Defendants' custody at
3 NWIPC and has voluntarily departed the United States. *See* ECF No. 49 at 11.

4 **C.** This paragraph constitutes Plaintiff's request for relief, to which no response is required.

5 To the extent a response is required, Defendants deny that Plaintiff is entitled to the
6 relief requested or to any relief from Defendants.

7 **D.** This paragraph constitutes Plaintiff's request for relief, to which no response is required.

8 To the extent a response is required, Defendants deny that Plaintiff is entitled to the
9 relief requested or to any relief from Defendants.

10 **AFFIRMATIVE DEFENSES**

11 Any allegations to which a response is deemed necessary, and which have not been admitted,
12 denied, or otherwise responded to herein, are hereby denied. All actions taken by Defendants were
13 grounded in good faith and are not in violation of any federal law or the United States Constitution.
14 Defendants reserve the right to amend, alter, and supplement the defenses contained in this Answer as
15 the facts and circumstances giving rise to this Complaint become known to Defendants through the
16 course of this litigation. Without waiver of their Answer and without conceding any issues regarding
17 burden of proof, Defendants assert the following affirmative defenses:

- 18 1. The Court lacks jurisdiction over the subject matter.
19 2. 8 U.S.C. § 1252 precludes review of the Bond Appeal Claims.
20 3. Plaintiff is not entitled to relief, attorneys' fees, costs of suit, or damages whatsoever.

DEFENDANTS' REQUEST FOR RELIEF

WHEREFORE, Defendants pray for judgment as follows:

1. That judgment be entered for Defendants and against Plaintiff;
2. That Plaintiff's Complaint and action be dismissed in its entirety as to Defendants;
3. That Defendants be awarded their costs and disbursements in this action; and
4. That Defendants be awarded such other and further relief as the Court may deem appropriate.

Dated: November 25, 2025

Respectfully submitted,

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