

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
CALIFORNIA

**Marvin Rocael Godinez Garcia v. Jeremy Casey, Warden, Imperial
Regional Detention Center, Calexico, California; Daniel A.
Brightman; Todd M. Lyons; Sirce Owen; Kristi Noem; and Pam
Bondi**

Godinez Garcia v. Casey · No. 26-cv-187-JES-DEB · Decided January 22, 2026

SUMMARY

The United States District Court for the Southern District of California granted Marvin Rocael Godinez Garcia's petition for a writ of habeas corpus under 28 U.S.C. § 2241. The court ordered respondents to provide him with a bond determination hearing under 8 U.S.C. § 1226(a) within seven days and directed his immediate release if they failed to do so.

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 SOUTHERN DISTRICT OF
CALIFORNIA 10 11 MARVIN ROCAEL GODINEZ GARCIA, Case No.: 26-cv-187-JES-DEB
12 Petitioner, ORDER GRANTING PETITION FOR 13 v. WRIT OF HABEAS CORPUS
PURSUANT TO 8 U.S.C. § 2241 14 Jeremy CASEY, Warden, Imperial Regional Detention
Center, Calexico, 15 California; Daniel A. BRIGHTMAN, [ECF No. 1] 16 Acting Field Office
Director, San Diego Office of Detention and Removal, U.S. 17 Immigrations and Customs
Enforcement; 18 Todd M. LYONS, Acting Director, Immigration and Customs Enforcement, 19
U.S. Department of Homeland Security; 20 Sirce OWEN, Acting Director for Executive Office
for Immigration Review; 21 Kristi NOEM, Secretary, U.S. Department 22 of Homeland Security;
Pam BONDI, Attorney General of the United States, 23 Respondents.

24 25 Before the Court is Petitioner Marvin Rocael Godinez Garcia's Petition for Writ of 26
Habeas Corpus pursuant to 28 U.S.C. § 2241, which was filed on January 13, 2026. ECF 27 No. 1.
Pursuant to the Court's Order to Show Cause, Respondents filed a Response to the 28 Petition.
ECF No. 4. 1 Respondents acknowledged that Petitioner must be considered detained under 8 2
||U.S.C. § 1226(a), pursuant to the final judgment entered in Maldonado Bautista v. 3 || Santacruz,
No. 5:25-CV-01873-SSS-BFM, --- F. Supp. 3d ---, 2025 WL 3289861 (C.D.

4 ||Cal. Nov. 20, 2025). Accordingly, the Court GRANTS the Petition as follows: 5 (1) The Court
ORDERS Respondents to provide Petitioner with a bond 6 determination hearing, under 8 U.S.C.
§ 1226(a), within seven days of 7 this Order. At the hearing, Respondents may not deny Petitioner

bond 8 on the basis that he is detained under 8 U.S.C. § 1225(b)(2). 9 (2) If Respondents fail to provide Petitioner a bond hearing within the 10 specified time period or pursuant to 8 U.S.C. § 1226(a), the Court 11 ORDERS Petitioner's immediate release; 12 (3) Respondents are ORDERED to File a Notice of Compliance within five 13 days of providing Petitioner with a bond redetermination hearing, 14 including apprising the Court of the results of the hearing; and 15 (4) The Clerk of Court is DIRECTED to CLOSE the suit after receipt of 16 Respondents' Notice.

17 IT IS SO ORDERED. 18 || Dated: January 22, 2026 19 Soar Str, 20 Honorable James E. Simmons Jr. 1 United States District Judge 22 23 24 25 26 27 28