

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
WASHINGTON

Huy Van Tran v. Pamela Bondi et al.

Tran · No. 2:25-cv-02335-DGE-TLF · Decided December 18, 2025

SUMMARY

The United States District Court for the Western District of Washington directs the respondents to file any objections to a magistrate judge’s report and recommendation in a habeas corpus proceeding. Because the report and recommendation recommends releasing the petitioner from detention, the court shortens the objection period and requires a response by December 23, 2025.

CASE DETAILS

COURT	United States District Court for the Western District of Washington
WRITING FOR THE COURT	David G. Estudillo
JURISDICTION	United States District Court for the Western District of Washington
DECIDED	December 18, 2025
DOCKET	2:25-cv-02335-DGE-TLF
DISPOSITION	other
PROCEDURAL POSTURE	The court considered Petitioner's response to a magistrate judge's report and recommendation in a federal habeas corpus proceeding and directed Respondents to file any objections on an expedited schedule.
PRECEDENTIAL VALUE	unpublished

TOPICS

[federal habeas corpus](#) [civil procedure](#)

PRACTICE AREAS

[Federal habeas corpus](#) [Federal civil procedure](#)

QUESTIONS PRESENTED

- Whether the district court could require Respondents to respond to the report and recommendation before expiration of the maximum objection period under 28 U.S.C. § 636.

2. Whether the circumstances, including the report and recommendation's recommendation that Petitioner be released from detention, warranted an expedited response.

HOLDINGS

1. The statutory objection period is a maximum rather than a minimum, and the court may allow less than the full period when exigencies of the calendar require.

KEY QUOTATIONS

“The objection period under 28 U.S.C. § 636 is a maximum, not a minimum, and a court can allow less than the full statutory period “if exigencies of the calendar require.”” (at 1)

“Therefore, the Court ORDERS Respondents to file objections, if any, to the R&R no later than December 23, 2025.” (at 2)

FACTUAL BACKGROUND

Petitioner Huy Van Tran filed a petition for a writ of habeas corpus concerning his detention. The magistrate judge's report and recommendation recommended releasing Petitioner from detention. Petitioner declined to file objections and requested expedited review, prompting the district court to shorten the response schedule for Respondents.

PROCEDURAL HISTORY

On December 16, 2025, Magistrate Judge Theresa L. Fricke issued a report and recommendation concerning Petitioner's habeas petition, recommending that Petitioner be released from detention. On December 18, Petitioner stated that he would not file objections and requested expedited review. The district court ordered Respondents to file any objections by December 23, 2025.

DISPOSITION

other

CASES CITED

- United States v. Barney, 568 F.2d 134, 136 (9th Cir. 1978)

OPINION

1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 WESTERN DISTRICT OF
WASHINGTON AT TACOMA 9 10 HUY VAN TRAN, CASE NO. 2:25-cv-02335-DGE-TLF 11
Petitioner, ORDER DIRECTING RESPONSE 12 v. TO REPORT AND RECOMMENDATION
(DKT. NO. 13 PAMELA BONDI et al., 12) 14 Respondents. 15 16 On December 16, 2025, United
States Magistrate Judge Theresa L. Fricke issued a report 17 and recommendation (“R&R”) on
Petitioner’s petition for writ of habeas corpus.

(Dkt. No. 12.) 18 On December 18, 2025, Petitioner filed a response to the R&R noting he would not file 19 objections to the R&R and requesting expedited review of the matter. (Dkt. No. 13.) The 20 objection period under 28 U.S.C. § 636 is a maximum, not a minimum, and a court can allow 21 less than the full statutory period “if exigencies of the calendar require.” *United States v. 22 Barney*, 568 F.2d 134, 136 (9th Cir.

1978). Because the R&R recommends releasing Petitioner 23 from detention (Dkt. No. 12 at 17–19), the Court concludes “exigencies of the calendar” require 24 1 an expedited response from Respondents based on the circumstances presented.

Therefore, the 2 Court ORDERS Respondents to file objections, if any, to the R&R no later than December 23, 3 2025. 4 Dated this 18th day of December, 2025. 5 A 6 David G. Estudillo 7 United States District Judge 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24