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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BOUNMY KAE MANGMORADETH,
Petitioners,
v.
PAMELA BONDI, et al.
Respondents.

Case No. 1:25-cv-01874-KES-EPG-HC
ORDER TO RESPOND
ORDER SETTING BRIEFING SCHEDULE
ORDER TO ELECTRONICALLY FILE
TRANSCRIPTS AND OTHER NECESSARY
DOCUMENTS
ORDER DIRECTING CLERK OF COURT
TO SERVE DOCUMENTS

Petitioner is a federal immigration detainee proceeding *pro se* with a petition of writ of habeas corpus pursuant to 28 U.S.C. § 2241.

The Court has conducted a preliminary review of the Petition,¹ and it is not clear from the face of the Petition whether Petitioner is entitled to relief. 28 U.S.C. § 2243. Accordingly, pursuant to Rule 4 of the Rules Governing Section 2254 Cases,² the Court **HEREBY ORDERS:**

1. Within **THIRTY (30) days** of the date of service of this order, Respondent **SHALL FILE a RESPONSE** to the Petition. See Rule 4, Rules Governing Section

¹ Petitioner did not sign the petition under penalty of perjury. (ECF No. 1 at 20.) “The district court may refuse to file, or may dismiss, an unsigned and unverified petition. However, the defect is one that the district court may, if it sees fit, disregard.” Hendricks v. Vasquez, 908 F.2d 490, 491 (9th Cir. 1990) (citations omitted)). The Court will disregard this defect.

² The Rules Governing Section 2254 Cases may apply to § 2241 habeas petitions. See Rule 1(b) of the Rules Governing Section 2254 Cases.

1 2254 Cases; Cluchette v. Rushen, 770 F.2d 1469, 1473–74 (9th Cir. 1985) (court
2 has discretion to fix time for filing a response).³ A Response can be made by
3 filing one of the following:

4 A. AN ANSWER addressing the merits of the Petition. Any argument
5 by Respondent that Petitioner has procedurally defaulted a claim
6 SHALL BE MADE in the ANSWER but must also address the
7 merits of the claim asserted.

8 B. A MOTION TO DISMISS the Petition.

9 2. Within **THIRTY (30) days** after service of this order, Respondent SHALL FILE
10 any and all transcripts or other documents necessary for the resolution of the
11 issues presented in the Petition. See Rule 5(c), Rules Governing Section 2254
12 Cases. **The transcripts or other documents shall only be filed electronically**
13 **and, to the extent practicable, provided in Optical Character Recognition**
14 **(“OCR”) format. Respondent shall not file a hard copy of the transcripts or**
15 **other documents unless so ordered by this Court.**

16 3. If Respondent files an Answer to the Petition, Petitioner MAY FILE a Traverse
17 within **THIRTY (30) days** of the date of service of Respondent’s Answer. If no
18 Traverse is filed, the Petition and Answer are deemed submitted at the expiration
19 of the thirty days.

20 4. If Respondent files a Motion to Dismiss, Petitioner SHALL FILE an Opposition
21 or Statement of Non-Opposition within **FOURTEEN (14) days** of the date of
22 service of Respondent’s Motion. Any Reply to an Opposition to the Motion to
23 Dismiss SHALL be filed within **SEVEN (7) days** after the Opposition has been
24 filed in CM/ECF. The Motion to Dismiss will be deemed submitted when the time
25 to reply has expired.

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28 ³ See also Schwarz v. Meinberg, 478 F. App’x 394, 395 (9th Cir. 2012) (rejecting petitioner’s contention
that district court erred by permitting a time limit exceeding the limits specified in 28 U.S.C. § 2243).

1 5. Respondent SHALL COMPLETE and RETURN to the Court within **THIRTY**
2 **(30) days** a Consent/Decline form indicating whether Respondent consents or
3 declines to consent to the jurisdiction of a United States Magistrate Judge
4 pursuant to Title 28 U.S.C. § 636(c)(1).

5 6. The Clerk of Court is DIRECTED to SERVE a copy of this order along with a
6 copy of the Petition on the Office of the United States Attorney for the Eastern
7 District of California.

8 All motions shall be submitted on the record and briefs filed without oral argument unless
9 otherwise ordered by the Court. These dates should be considered as firm by all parties. If any
10 party requires additional time, it should file a motion for amendment of the schedule before a
11 deadline has passed and explain in detail why the party cannot comply with this schedule.
12 Extensions of time will only be granted upon a showing of good cause. All provisions of Local
13 Rule 110 are applicable to this order.

14 IT IS SO ORDERED.

15
16 Dated: December 23, 2025

/s/ Eric P. Gray
UNITED STATES MAGISTRATE JUDGE