

1 Petitioner will be removed in the foreseeable future. Respondents argue, with the
2 support of a declaration from DHS Deportation Officer Samuel Medina, that they had
3 been successful in obtaining travel documents from the Chinese government in recent
4 months. (ECF No. 8 at 2-3; see ECF No. 8-1 ¶ 12.) Respondents further represented
5 that Petitioner had already submitted Petitioner’s travel document request to the
6 China Consulate and expected a response in the next three months. (ECF No. 8 at 2-
7 3; ECF No. 8-1 ¶¶ 8, 11.)

8 Based on these representations, the Court finds Petitioner has not established a
9 likelihood of success on the merits at this time. Respondents have made clear
10 representations that show a likelihood Petitioner will be removed in the foreseeable
11 future. See 8 C.F.R. § 241.3(i)(3). The information presented by Petitioner does not
12 overcome this showing. Thus, Petitioner’s re-detention appears permitted based on
13 the information presently before the Court and Petitioner does not have a likelihood
14 of success on the merits.

15 Accordingly, Petitioner’s Motion for Temporary Restraining Order (ECF No. 1) is
16 denied. This matter is referred to the assigned Magistrate Judge for further briefing
17 on the merits of the Petition.

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19 IT IS SO ORDERED.

20 Dated: January 21, 2026


21 Hon. Daniel J. Calabretta
22 UNITED STATES DISTRICT JUDGE
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