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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

L.T., SEVAK MESROBIAN, JOSE
MAURO SALAZAR GARZA, AND J.M.,
on behalf of themselves and all others
similarly situated; COALITION FOR
HUMANE IMMIGRANT RIGHTS,
Plaintiffs,
v.
U.S. IMMIGRATION AND CUSTOMS
ENFORCEMENT; DAVID J.
VENTURELLA, Senior Official Performing
the Duties of the Director; JAIME RIOS,
Acting Director of Los Angeles Field Office,
Enforcement and Removal Operations, U.S.
Immigration and Customs Enforcement; U.S.
DEPARTMENT OF HOMELAND
SECURITY; MARKWAYNE MULLIN,
Secretary, U.S. Department of Homeland
Security,
Defendants.

Case No. 5:26-cv-00322-SSS-SPx

**EX PARTE APPLICATION TO
SHORTEN TIME FOR HEARING
ON PLAINTIFFS' RENEWED
MOTION TO ENFORCE THE
FIRST AMENDED
PRELIMINARY INJUNCTION**

CLASS ACTION

Ctrm: 2, 2nd Floor
3470 12th Street
Riverside, CA 92501
Hon. Sunshine Sykes

Date Filed: January 26, 2026
Trial Date: November 8, 2027

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PLEASE TAKE NOTICE that Pursuant to Federal Rule of Civil Procedure 6(c)(1)(C), Local Rule 7-19, and Section III(A) of this Court’s Standing Order (ECF 25), Plaintiffs L.T., Sevak Mesrobian, Jose Mauro Salazar Garza, J.M., and the Coalition for Humane Immigrant Rights (“CHIRLA”) (collectively, “Plaintiffs”), respectfully apply *ex parte* for an order shortening time on Plaintiffs’ concurrently filed Renewed Motion to Enforce the First Amended Preliminary Injunction and for an Order to Show Cause (the “Motion”), and setting the Motion for hearing at the Court’s earliest practicable date. Plaintiffs request a hearing on Friday, October 30, 2026, with Defendants’ opposition due October 26, 2026 and Plaintiffs’ optional reply due October 28, 2026. This Application is supported by the concurrently filed Declaration of Amelia Piazza and the papers filed in support of the Motion. This *ex parte* application complies with Local Rule 7-19’s requirements.

I. EX PARTE RELIEF IS WARRANTED

Ex parte relief is appropriate where “the moving party’s cause will be irreparably prejudiced if the underlying motion is heard according to regular noticed motion procedures,” and the moving party is “without fault in creating the crisis that requires *ex parte* relief.” *Mission Power Eng’g v. Continental Cas. Co.*, 883 F. Supp. 488, 492 (C.D. Cal. 1995). Both requirements are met here.

A. Plaintiffs Would Be Irreparably Prejudiced If the Motion Were Heard on Regular Notice

The Court has already found that the conditions challenged here cause irreparable harm. ECF 121 at 36. Those harms recur every day the Injunction goes unenforced. Each night, class members are awakened for four headcounts rather than the two the Court permitted. ECF 177 at 10–11, 26. Each day, they receive less than the four hours of outdoor access the Court ordered. *Id.* at 8. Each visit, families are denied the physical contact the Court required Defendants to allow. *Id.* at 9.

1 Ordinary noticed-motion practice would leave those harms in place for weeks.
2 Plaintiffs have noticed the Motion for November 20, 2026, the first available hearing
3 date consistent with ordinary motion practice. By then, class members would have
4 endured weeks more of the very conditions the Injunction was designed to stop. A
5 later hearing cannot restore sleep already interrupted, outdoor time already denied, or
6 physical contact already withheld during a family visit. *See Hernandez v. Sessions*,
7 872 F.3d 976, 994–95 (9th Cir. 2017); *cf. Elrod v. Burns*, 427 U.S. 347, 373 (1976)
8 (plurality).

9 **B. Plaintiffs Did Not Create the Need for Expedited Relief**

10 The urgency is not of Plaintiffs’ own making. Plaintiffs obtained the
11 Preliminary Injunction in July, asked Defendants to confirm compliance and received
12 no meaningful response, ECF 123-2, and sought emergency relief on August 27 after
13 receiving reports of continuing violations. ECF 123. Since then, the Court has
14 amended the monitoring provisions, appointed independent Monitors, and twice
15 issued orders to show cause concerning Defendants’ compliance with the monitoring
16 requirements. *See* ECF 147; ECF 155; ECF 178. The Conditions Monitor’s first report
17 confirmed that substantive violations of the Preliminary Injunction persisted through
18 September. ECF 177. Plaintiffs have since attempted to be heard regarding
19 Defendants noncompliance as soon as possible.

20 After the parties met and conferred regarding Plaintiffs’ Motion on October 13,
21 2026, Plaintiffs’ counsel met with multiple women detained in Adelanto East who
22 reported sewage water flooding the Adelanto East building on a daily basis since
23 Sunday, October 11—a plain violation of Paragraph 1(c) of the Preliminary
24 Injunction. Piazza Decl. ¶ 7. On October 16, Plaintiffs’ counsel immediately emailed
25 Defendants’ counsel requesting Defendants provide an update as to remediation
26 within 24 hours. *Id.* Defendants did not reply to that email until three days later, the
27 evening of October 19, 2026, only providing GEO’s representation that the issue had
28

1 been remediated. *Id.* at ¶ 9. The issue, however, persists as of the filing of this Motion.
2 Steffel Decl. ¶¶ 22–25; Piazza Decl. ¶ 16. Continued deterioration of conditions at
3 Adelanto, coupled with any lack of good faith assurance from Defendants, make
4 enforcement of the Preliminary Injunction all the more urgent.

5 **II. THE REQUESTED SCHEDULE IS REASONABLE**

6 Plaintiffs propose that Defendants file their opposition by October 26, that
7 Plaintiffs may file an optional reply by October 28, and that the Court hear the Motion
8 on October 30. At the parties' October 13, 2026 meet and confer, Defendants' counsel
9 represented that they would stipulate to an expedited briefing schedule as long as they
10 had seven days to oppose Plaintiffs' Motion. Piazza Decl. ¶ 4. Under Plaintiffs'
11 proposed schedule, they have four days. That slightly condensed timeline cannot
12 prejudice Defendants, given their full notice of the basis for Plaintiffs' motion and
13 requested relief in ECF 179-1 and 179-2 since October 7, 2026, and access to the
14 Conditions Monitor's Report which forms a primary basis for Plaintiffs' Motion since
15 October 2, 2026. In stark contrast, Plaintiffs' counsel was only given one business
16 day to respond to Defendants' counsel's request for a stay of the district court's
17 revisions to the preliminary injunction order, which both this Court and the Ninth
18 Circuit denied as unjustified, ECF 195; ECF 199.

19 **III. NOTICE TO OPPOSING COUNSEL (L.R. 7-19.1)**

20 Plaintiffs' counsel notified Defendants' counsel of this Application by email
21 on October 21, 2026. Piazza Decl. ¶¶ 12, 14. Defendants' oppose the Application. *Id.*
22 ¶ 17.

23 Pursuant to Local Rule 7-19, Defendants' counsel's contact information is
24 copied below:

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IV. CONCLUSION

Plaintiffs respectfully request that the Court shorten time and hear the Motion to Enforce on October 30, 2026, with Defendants' opposition due October 26 and any reply due October 28.

Dated: October 22, 2026

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