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UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

16
 17 FRESCIA GARRO PINCHI; *et al.*,
 18 Plaintiffs,
 19
 20 v.
 21 KRISTI NOEM, in her official capacity as
 Secretary of Homeland Security; *et al.*,
 22 Defendants.

No. 5:25-cv-05632-PCP

**ANSWER OF FEDERAL DEFENDANTS TO
 PLAINTIFFS' CLASS ACTION COMPLAINT
 AND AMENDED PETITION FOR WRIT OF
 HABEAS CORPUS**

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1 Defendants (the “Government”), by their undersigned counsel, hereby answer the First
2 Amended Complaint (ECF No. 38, 45, “Complaint”) of Plaintiffs Frescia Garro Pinchi, Juany Galo
3 Santos, and Jose Teletor Sente (“Plaintiffs”), upon information and belief, as follows:

4 **INTRODUCTION**

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6 1. Paragraph 1 consists of Plaintiffs’ characterization of this action, to which no response is
7 required. To the extent a response is deemed required, Federal Defendants deny Paragraph 1 and deny
8 knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

9 2. Federal Defendants admit the allegations in the first sentence of Paragraph 2. Sentences
10 two, four, and five of Paragraph 2 contain conclusions of law, to which no response is required.
11 Sentences three, four, and five consist of Plaintiffs’ characterization of this action, to which no response
12 is required. To the extent a response is deemed required, Federal Defendants deny the allegations in
13 sentences two, three, four, and five of Paragraph 2, and deny knowledge or information sufficient to
14 form a belief as to the truth of the allegations contained in sentence five of Paragraph 2.
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16 3. Paragraph 3 consists of Plaintiffs’ characterization of this action, to which no response is
17 required. To the extent a response is deemed required, Federal Defendants deny knowledge or
18 information sufficient to form a belief as to the truth of the allegations contained in sentences one and
19 two of Paragraph 3 and deny the allegations in sentence three of Paragraph 3.
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21 4. Paragraph 4 consists of Plaintiffs’ characterization of this action, to which no response is
22 required. To the extent a response is required, Federal Defendants deny the allegations in Paragraph 4.

23 5. Federal Defendants deny the allegations in Paragraph 5. The Court granted a stay of the
24 alleged policy on December 19, 2025.
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1 6. Paragraph 6 consists of Plaintiffs' characterization of this action, to which no response is
2 required. To the extent a response is deemed required, Federal Defendants deny the allegations in
3 Paragraph 6.

4 7. Paragraph 7 consists of Plaintiffs' characterization of this action, to which no response
5 is required. To the extent a response is deemed required, Federal Defendants deny knowledge or
6 information sufficient to form a belief as to the truth of the allegations contained in Paragraph 7.

7 8. Paragraph 8 consists of Plaintiffs' characterization of this action, conclusions of law,
8 and Plaintiffs' requested relief, to which no response is required. To the extent a response is deemed
9 required, Federal Defendants deny the allegations in Paragraph 8.

10 9. Paragraph 9 consists of Plaintiffs' characterization of this action, to which no response
11 is required. To the extent a response is deemed required, Federal Defendants deny knowledge or
12 information sufficient to form a belief as to the allegations in Paragraph 9 and why Plaintiffs brought
13 this action.

14 10. Paragraph 10 consists of Plaintiffs' requested relief, which Federal Defendants oppose
15 and to which no response is required. To the extent a response is required, Paragraph 10 is denied.

16 11. The Court severed Named Plaintiffs' individual habeas cases and, as a result, no
17 response is required to Paragraph 11. Dkt. 84. To the extent a response is deemed required, Paragraph
18 11 consists of Plaintiffs' requested relief in habeas corpus, which Federal Defendants oppose.

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20 **JURISDICTION AND VENUE**

21 12. Federal Defendants acknowledge that this Court has found it has jurisdiction in this
22 matter. Federal Defendants preserve all previously raised challenges to the Court's jurisdiction.

23 13. Federal Defendants acknowledge that this Court has found that venue is proper in the
24 Northern District of California. Federal Defendants preserve all previously raised challenges to venue.

PARTIES

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2 14. Federal Defendants admit the second and third sentence in Paragraph 14. Federal
3 Defendants deny knowledge or information sufficient to form a belief as to the truth of the allegations
4 contained in sentences one and four through seven of Paragraph 14.

5 15. Federal Defendants admit the second and third sentence in Paragraph 15. Federal
6 Defendants deny knowledge or information sufficient to form a belief as to the truth of the allegations
7 contained in sentences one and four through eight of Paragraph 15.
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9 16. Federal Defendants admit the first, second and third sentence in Paragraph 16. Federal
10 Defendants deny knowledge or information sufficient to form a belief as to the truth of the allegations
11 contained in sentences one and four through eight of Paragraph 16.

12 17. Federal Defendants admit the allegations in Paragraph 17.

13 18. Federal Defendants admit the allegations in Paragraph 18.

14 19. Federal Defendants admit the allegations in Paragraph 19.

15 20. Federal Defendants admit the allegations in Paragraph 20.

16 21. Federal Defendants admit the allegations in Paragraph 21.
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LEGAL BACKGROUND

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19 22. Paragraph 22 contains legal conclusions as to which no response is required. To the extent
20 a response is deemed required, Federal Defendants deny the allegations in Paragraph 22.

21 23. Paragraph 23 contains conclusions of law and Plaintiffs' arguments concerning the
22 interpretation of laws, to which no response is required. Additionally, Paragraph 23 consists of
23 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
24 evidence of their contents, to which no response is required. To the extent a response is deemed
25 required, Federal Defendants deny the allegations in Paragraph 23.
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1 24. Paragraph 24 contains conclusions of law and Plaintiffs' arguments concerning the
2 interpretation of laws, to which no response is required. Additionally, Paragraph 24 consists of
3 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
4 evidence of their contents, to which no response is required. To the extent a response is deemed
5 required, Federal Defendants deny the allegations in Paragraph 24.

6 25. Paragraph 25 contains conclusions of law and Plaintiffs' arguments concerning the
7 interpretation of laws, to which no response is required. Additionally, Paragraph 25 consists of
8 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
9 evidence of their contents, to which no response is required. To the extent a response is deemed
10 required, Federal Defendants deny the allegations in Paragraph 25.

12 26. Paragraph 26 contains conclusions of law and Plaintiffs' arguments concerning the
13 interpretation of laws, to which no response is required. Additionally, Paragraph 26 consists of
14 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
15 evidence of their contents, to which no response is required. To the extent a response is deemed
16 required, Federal Defendants deny the allegations in Paragraph 26.

18 27. Paragraph 27 contains conclusions of law and Plaintiffs' arguments concerning the
19 interpretation of laws, to which no response is required. Additionally, Paragraph 27 consists of
20 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
21 evidence of their contents, to which no response is required. To the extent a response is deemed
22 required, Federal Defendants deny the allegations in Paragraph 27.

24 28. Paragraph 28 contains conclusions of law and Plaintiffs' arguments concerning the
25 interpretation of laws, to which no response is required. Additionally, Paragraph 28 consists of
26 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
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1 evidence of their contents, to which no response is required. To the extent a response is deemed
2 required, Federal Defendants deny the allegations in Paragraph 28.

3 29. Paragraph 29 contains conclusions of law and Plaintiffs' arguments concerning the
4 interpretation of laws, to which no response is required. Additionally, Paragraph 29 consists of
5 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
6 evidence of their contents, to which no response is required. To the extent a response is deemed
7 required, Federal Defendants deny the allegations in Paragraph 29.

8 30. Paragraph 30 contains conclusions of law and Plaintiffs' arguments concerning the
9 interpretation of laws, to which no response is required. Additionally, Paragraph 30 consists of
10 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
11 evidence of their contents, to which no response is required. To the extent a response is deemed
12 required, Federal Defendants deny the allegations in Paragraph 30.

13 31. Paragraph 31 contains conclusions of law and Plaintiffs' arguments concerning the
14 interpretation of laws, to which no response is required. Additionally, Paragraph 31 consists of
15 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
16 evidence of their contents, to which no response is required. To the extent a response is deemed
17 required, Federal Defendants deny the allegations in Paragraph 31.

18 32. Paragraph 32 contains conclusions of law and Plaintiffs' arguments concerning the
19 interpretation of laws, to which no response is required. Additionally, Paragraph 32 consists of
20 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
21 evidence of their contents, to which no response is required. To the extent a response is deemed
22 required, Federal Defendants deny the allegations in Paragraph 32.
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1 33. Paragraph 33 contains conclusions of law and Plaintiffs' arguments concerning the
2 interpretation of laws, to which no response is required. Additionally, Paragraph 33 consists of
3 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
4 evidence of their contents, to which no response is required. To the extent a response is deemed
5 required, Federal Defendants deny the allegations in Paragraph 33.

6 34. Paragraph 34 contains conclusions of law and Plaintiffs' arguments concerning the
7 interpretation of laws, to which no response is required. Additionally, Paragraph 34 consists of
8 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
9 evidence of their contents, to which no response is required. To the extent a response is deemed
10 required, Federal Defendants deny the allegations in Paragraph 34.

11 35. Paragraph 35 contains conclusions of law and Plaintiffs' arguments concerning the
12 interpretation of laws, to which no response is required. Additionally, Paragraph 35 consists of
13 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
14 evidence of their contents, to which no response is required. To the extent a response is deemed
15 required, Federal Defendants deny the allegations in Paragraph 35.

16 36. Paragraph 36 contains conclusions of law and Plaintiffs' arguments concerning the
17 interpretation of laws, to which no response is required. Additionally, Paragraph 36 consists of
18 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
19 evidence of their contents, to which no response is required. To the extent a response is deemed
20 required, Federal Defendants deny the allegations in Paragraph 36.

21 37. Paragraph 37 contains conclusions of law, to which no response is required.
22 Additionally, to the extent a response is deemed required, Federal Defendants deny the allegations in
23 Paragraph 37.
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1 38. Paragraph 38 contains conclusions of law and Plaintiffs' arguments concerning the
2 interpretation of laws, to which no response is required. Additionally, Paragraph 38 consists of
3 Plaintiffs' characterization of certain legal authorities, which speak for themselves and are the best
4 evidence of their contents, to which no response is required. To the extent a response is deemed
5 required, Federal Defendants deny the allegations in Paragraph 38.

6 39. Paragraph 39 consists of Plaintiffs' characterization of this action, to which no response
7 is required. Paragraph 39 also consists of conclusions of law and Plaintiffs' arguments concerning the
8 interpretation of laws, to which no response is required. To the extent a response is deemed required,
9 Federal Defendants deny Paragraph 39 and deny knowledge or information sufficient to form a belief as
10 to why Plaintiffs brought this action.

12 40. Paragraph 40 consists of Plaintiffs' characterization of this action, to which no response
13 is required. To the extent a response is deemed required, Federal Defendants deny Paragraph 40 and
14 deny knowledge or information sufficient to form a belief as to why Plaintiff brought this action.

15 **FACTUAL ALLEGATIONS**

16 41. Paragraph 41 consists of Plaintiffs' characterization of this action, to which no response
17 is required. To the extent a response is deemed required, Federal Defendants deny Paragraph 41 and
18 deny knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

19 42. The allegations in Paragraph 42 consist of conclusions of law and Plaintiffs' arguments
20 concerning the interpretation of laws, to which no response is required. To the extent a response is
21 deemed required, Federal Defendants deny the allegations in Paragraph 42.

22 43. Paragraph 43 consists of Plaintiffs' interpretation and characterization of the Federal
23 Government's immigration policies including, but not limited to, a 1995 memorandum, to which no
24 response is required. To the extent a response is required, Federal Defendants respectfully refer the
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1 Court to the challenged policies described and deny all allegations inconsistent therewith. To the extent
2 a further response is required, Federal Defendants deny.

3 44. Sentence one consists of Plaintiff's interpretation and characterization of events giving
4 rise to this lawsuit. Sentences two and three of Paragraph 44 consist of conclusions of law, to which no
5 response is required. To the extent a response is deemed required, Federal Defendants deny the
6 allegations in Paragraph 44.

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8 45. Paragraph 45 consists of Plaintiffs' characterization of this action and conclusions of
9 law, to which no response is required. To the extent a response is deemed required, Federal Defendants
10 deny the allegations in the first sentence of Paragraph 45. Federal Defendants deny knowledge or
11 information sufficient to form a belief as to the truth of the allegations in the second sentence of
12 Paragraph 45.

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14 46. Paragraph 46 consists of conclusions of law, to which no response is required. To the
15 extent a response is deemed required, Federal Defendants deny the allegations in the first sentence of
16 Paragraph 46. Federal Defendants deny knowledge or information sufficient to form a belief as to the
17 truth of the allegations in the second sentence of Paragraph 46.

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19 47. Paragraph 47 consists of conclusions of law to which no response is required. To the
20 extent a response is deemed required, Federal Defendants deny knowledge or information sufficient to
21 form a belief as to the truth of the allegations in Paragraph 47.

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23 48. Paragraph 48 consists of Plaintiffs' characterization of this action, to which no response
24 is required. To the extent a response is deemed required, Federal Defendants deny Paragraph 48 and
25 deny knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

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27 49. Paragraph 49 consists of Plaintiffs' characterization of this action, to which no response is
28 required. Paragraph 48 also constitutes conclusions of law to which no response is required. To the

1 extent a response is deemed required, Federal Defendants deny Paragraph 48 and deny knowledge or
2 information sufficient to form a belief as to why Plaintiffs brought this action.

3 50. Paragraph 50 consists of Plaintiffs' characterization of this action, to which no response is
4 required. To the extent a response is deemed required, Federal Defendants deny Paragraph 50 and deny
5 knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

6 51. Paragraph 51 consists of Plaintiffs' characterization of this action, to which no response
7 is required. Paragraph 51 sentence five also constitutes conclusions of law to which no response is
8 required. To the extent a response is deemed required, Federal Defendants deny the allegations in
9 Paragraph 51.
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11 52. Sentence one of Paragraph 52 cites to three news articles from the Washington Post,
12 New York Times, and the Guardian. The Court respectfully is referred to the articles for complete and
13 accurate statements of their contents. Paragraph 52 consists of Plaintiffs' characterization of this action,
14 to which no response is required. To the extent a response is deemed required, Federal Defendants deny
15 Paragraph 52 and deny knowledge or information sufficient to form a belief as to why Plaintiffs
16 brought this action.
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18 53. Paragraph 53 consists of Plaintiffs' characterization of this action, to which no response
19 is required. The allegations in Paragraph 53 also constitute conclusions of law to which no response is
20 required. To the extent a response is deemed required, Federal Defendants deny Paragraph 53 and deny
21 knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.
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23 54. Paragraph 54 consists of Plaintiffs' characterization of this action, to which no response is
24 required. To the extent a response is deemed required, Federal Defendants deny Paragraph 54 and deny
25 knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.
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1 55. Paragraph 55 refers to a Wall Street Journal article. The Court respectfully is referred to
2 the article for a complete and accurate statement of its contents. Paragraph 55 consists of Plaintiffs'
3 characterization of this action, to which no response is required. To the extent a response is deemed
4 required, Federal Defendants deny Paragraph 55.

5 56. Paragraph 56 cites to three articles from the Wall Street Journal, Reuters, and Axios. The
6 Court respectfully is referred to the articles for complete and accurate statements of their contents.
7 Paragraph 56 consists of Plaintiffs' characterization of this action, to which no response is required. To
8 the extent a response is deemed required, Federal Defendants deny Paragraph 56.

9 57. Paragraph 57 refers to a Fox News interview. The Court respectfully is referred to the
10 interview for a complete and accurate statement of its contents. Paragraph 57 consists of Plaintiffs'
11 characterization of this action, to which no response is required. The allegations in Paragraph 57 also
12 constitute conclusions of law to which no response is required. To the extent a response is deemed
13 required, Federal Defendants deny Paragraph 57.

14 58. Paragraph 58 consists of Plaintiffs' characterization of this action, to which no response
15 is required. Sentences two, three, four, and six of Paragraph 58 constitute conclusions of law to which
16 no response is required. To the extent a response is deemed required, sentence two of Paragraph 58
17 cites to four news articles from the San Francisco Chronicle, Mission Local, and the San Francisco
18 Standard, and sentence four of Paragraph 58 cites to two news articles from the Sacramento Bee and the
19 San Francisco Chronicle. The Court respectfully is referred to the articles for complete and accurate
20 statements of their contents. Federal Defendants deny the allegations in Paragraph 58 and deny
21 knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

22 59. Paragraph 59 consists of Plaintiffs' characterization of this action, to which no response
23 is required. To the extent a response is deemed required, sentence two of Paragraph 59 refers to three
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1 news articles from the New York Times and NPR. The Court respectfully is referred to the articles for
2 complete and accurate statements of their contents. Federal Defendants deny the allegations in
3 Paragraph 59 and deny knowledge or information sufficient to form a belief as to why Plaintiffs
4 brought this action.

5 60. Paragraph 60 consists of Plaintiffs' characterization of this action, to which no response is
6 required. To the extent a response is deemed required, Paragraph 60 refers to a blog article from Cato at
7 Liberty Blog and a news article from the New York Times. The Court respectfully is referred to the
8 blog article and news article for complete and accurate statements of their contents. Federal Defendants
9 deny knowledge or information sufficient to form a belief as to the accuracy of the allegations in
10 Paragraph 60.

11 61. Paragraph 61 consists of Plaintiffs' characterization of this action, to which no response
12 is required. To the extent a response is deemed required, Federal Defendants deny Paragraph 61 and
13 deny knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

14 62. Federal Defendants admit sentence one of Paragraph 62. Federal Defendants
15 respectfully refers the Court to the "Big Beautiful Bill" for a complete and accurate statement of its
16 content for sentence two. Sentence three refers to an article from the Brennan Center for Justice and the
17 Court respectfully is referred to the article for a complete and accurate statement of its contents.
18 Sentence three of Paragraph 62 refers to an article from the Brennan Center for Justice. The Court
19 respectfully is referred to the article for a complete and accurate statement of its contents. To the extent
20 a response is required, sentences two and three of Paragraph 62 are denied.

21 63. Sentences one, two, and four of Paragraph 63 refer to news articles from NPR, the
22 ACLU, and KQED. The Court respectfully is referred to the articles for complete and accurate
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1 statements of their contents. To the extent a response is required, sentences one, two, and four of
2 Paragraph 63 are denied. Federal Defendants admit sentence three.

3 64. Paragraph 64 consists of Plaintiffs' characterization of this action, to which no response
4 is required. To the extent a response is deemed required, sentence two of Paragraph 64 refers to a news
5 article from CBS News. The Court respectfully is referred to the article for a complete and accurate
6 statement of its contents. Federal defendants deny the allegations in Paragraph 64 and deny knowledge
7 or information sufficient to form a belief as to why Plaintiffs brought this action.
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9 65. Paragraph 65 consists of Plaintiffs' characterization of this action, to which no response
10 is required. Sentences one, two, three, and four of Paragraph 64 also constitute conclusions of law to
11 which no response is required. To the extent a response is deemed required, Federal Defendants deny
12 Paragraph 65 and deny knowledge or information sufficient to form a belief as to why Plaintiffs
13 brought this action.

14 66. Federal Defendants deny the allegations in the first sentence of Paragraph 66, except
15 admit that Plaintiff Garro Pinchi entered the United States without inspection on or around April 14,
16 2023. Federal Defendants deny knowledge or information sufficient to form a belief as to the
17 allegations in the second sentence of Paragraph 66. Federal Defendants deny the allegations in the third
18 sentence of Paragraph 66 except admit that Plaintiff Garro Pinchi was subject to detention under 8
19 U.S.C. § 1226(a), released on her own recognizance pursuant to 8 C.F.R. § 236.1(c)(8), and issued a
20 notice to appear for removal proceedings in the San Francisco immigration court. Federal Defendants
21 admit Plaintiff Garro Pinchi is classified as an "alien present in the United States who has been
22 admitted or paroled" but deny she is not classified as an "arriving alien." in the fourth sentence.
23 Federal Defendants deny the allegations in the fifth sentence of Paragraph 66, except admit DHS
24 charged Plaintiff Garro Pinchi as inadmissible only under 8 U.S.C. § 1182(a)(6)(A)(i).
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1 67. Federal Defendants admit the first, second, and third sentence in Paragraph 67. Federal
2 Defendants deny the allegations in the fourth sentence of Paragraph 67 of the Complaint, except admit
3 that the order states that “failure to comply with the conditions of this order may result in revocation of
4 your release and your arrest and detention.” Federal Defendants deny knowledge or information
5 sufficient to form a belief as to the truth of the remainder of the fourth sentence.

6 68. Federal Defendants deny knowledge or information sufficient to form a belief as to the
7 truth of the allegations in Paragraph 68, except admit that Plaintiff Garro Pinchi filed a Form I-589,
8 Application for Asylum and for Withholding of Removal, with the immigration court on April 26,
9 2024.

10 69. Federal Defendants admit the first sentence in Paragraph 69. Federal Defendants deny
11 the allegations in the second sentence of Paragraph 69, except admit that the DHS attorney orally
12 moved to dismiss Plaintiff Garro Pinchi’s removal proceedings.

13 70. Federal Defendants admit the first sentence of Paragraph 70. Federal Defendants deny
14 knowledge or information sufficient to form a belief as to the truth of the allegations contained in
15 sentence two of Paragraph 70.

16 71. Federal Defendants deny knowledge or information sufficient to form a belief as to the
17 truth of the allegations contained in sentence one of Paragraph 71, except admit that ICE officers
18 arrested Plaintiff Garro Pinchi after she exited the courtroom. Sentences two and three of Paragraph 71
19 consist of Plaintiffs’ characterization of this action, to which no response is required. Sentences two and
20 three of Paragraph 71 also constitute conclusions of law to which no response is required. To the extent
21 a response is deemed required, Federal Defendants deny knowledge or information sufficient to form a
22 belief as to the truth of the allegations contained in sentences two and three of Paragraph 71.
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1 72. Federal Defendants admit it issued a Form I-200 “Warrant for Arrest of Alien” and
2 denies it purports to authorize Plaintiff Garro Pinchi’s arrest 8 U.S.C. § 1226 and 8 U.S.C. § 1357.
3 Federal Defendants admit the second, fourth, and fifth sentence of Paragraph 72. Federal Defendants
4 deny sentence three of Paragraph 72.

5 73. Federal Defendants admit the first, second, fourth, sixth and seventh sentence of
6 Paragraph 73. Federal Defendants deny knowledge or information sufficient to form a belief as to the
7 truth of the allegations contained in sentences three and five of Paragraph 73.
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9 74. Paragraph 74 consists of Plaintiffs’ characterization of this action, to which no response
10 is required. Paragraph 74 also constitutes conclusions of law to which no response is required. To the
11 extent a response is deemed required, Federal Defendants deny Paragraph 74 and deny knowledge or
12 information sufficient to form a belief as to why Plaintiffs brought this action.

13 75. Paragraph 75 consists of Plaintiffs’ characterization of this action, to which no response is
14 required. Paragraph 75 also constitutes conclusions of law to which no response is required. To the
15 extent a response is deemed required, Federal Defendants deny Paragraph 75 and deny knowledge or
16 information sufficient to form a belief as to why Plaintiffs brought this action.
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18 76. Federal Defendants deny knowledge or information sufficient to form a belief as to the
19 truth of the allegations in Paragraph 76, except admit that Plaintiff was held overnight, released on her
20 own recognizance under 8 C.F.R. § 236.1(c)(8) and was fitted with an ankle monitor.

21 77. Federal Defendants admit sentence one of Paragraph 77. Federal Defendants deny
22 knowledge or information sufficient to form a belief as to the truth of the allegations in sentence two of
23 Paragraph 77, except admit that Plaintiff Galo Santos has attended required in-person check-ins with
24 ICE. Federal Defendants deny knowledge or information sufficient to form a believe as to the truth of
25 the allegations in sentences three and four of Paragraph 77. Federal Defendants admit sentence five of
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1 Paragraph 77. Sentences six and seven of Paragraph 77 consist of Plaintiffs' characterization of this
2 action, to which no response is required. To the extent a response is deemed required, Federal
3 Defendants deny the allegations in sentences three, four, six and seven and deny knowledge or
4 information sufficient to form a belief as to why Plaintiffs brought this action.

5 78. Paragraph 78 consists of Plaintiffs' characterization of this action, to which no response is
6 required. Paragraph 78 also constitutes conclusions of law to which no response is required. To the
7 extent a response is deemed required, Federal Defendants deny Paragraph 78 and deny knowledge or
8 information sufficient to form a belief as to why Plaintiffs brought this action.

9 79. Federal Defendants deny knowledge or information sufficient to form a belief as to the
10 allegations in sentence one of Paragraph 79, except admit that Plaintiff Teletor Sente entered the United
11 States without inspection in 2019. Federal Defendants deny knowledge or information sufficient to
12 form a belief as to the allegations in sentence two of Paragraph 79, except admit that Plaintiff Teletor
13 Sente was released on his own recognizance under 8 C.F.R. § 236.1(c)(8).

14 80. Federal Defendants deny knowledge or information sufficient to form a belief as to the
15 allegations in sentences one and two of Paragraph 80. Federal Defendants admit sentences three and
16 four of Paragraph 80. Federal Defendants deny knowledge or information sufficient to form a belief as
17 to the allegations in sentences five and six of Paragraph 80.

18 81. Federal Defendants admit Plaintiff Teletor Sente was scheduled for a master calendar
19 hearing at the San Francisco Immigration Court in November 2025. Federal Defendants deny
20 knowledge or information sufficient to form a belief as to the truth of the allegations contained in
21 sentence two of Paragraph 81, except admit Plaintiff Teletor Sente requested to appear via video instead
22 of in person. Federal Defendants admit sentence three. Federal Defendants deny knowledge or
23 information sufficient to form a belief as to the truth of the allegations contained in sentence four of
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1 Paragraph 81, except admit that Plaintiff Teletor Sente’s removal proceeding was rescheduled before a
2 different immigration judge. Federal Defendants deny knowledge or information sufficient to form a
3 belief as to the truth of the allegations contained in sentence five of Paragraph 81.

4 82. Paragraph 82 consists of Plaintiffs’ characterization of this action, to which no response
5 is required. Paragraph 82 also constitutes conclusions of law to which no response is required. To the
6 extent a response is deemed required, Federal Defendants deny Paragraph 82 and deny knowledge or
7 information sufficient to form a belief as to why Plaintiffs brought this action.
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9 83. Paragraph 83 consists of Plaintiffs’ characterization of this action, to which no response
10 is required. Paragraph 83 also constitutes conclusions of law to which no response is required. To the
11 extent a response is deemed required, Federal Defendants deny Paragraph 83 and deny knowledge or
12 information sufficient to form a belief as to why Plaintiffs brought this action.

13 84. Federal Defendants deny knowledge or information sufficient to form a belief as to the
14 truth of the allegations in Paragraph 84.

15 85. Federal Defendants admit Salam Maklad is 28 years old and entered the United States
16 without inspection in 2022, that she was released in September 2022, that she was taken into custody in
17 July 2025, and she was taken to a detention center in Bakersfield, California for nearly a month. Federal
18 Defendants are unable to confirm or deny any of the remaining factual allegations contained in
19 Paragraph 85.
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21 86. Federal Defendants admit Gabriela Vargas Plasencia is 21 years old and entered the
22 United States without inspection in 2024, that she was briefly detained before her release on her on her
23 own recognizance, that she filed an asylum application and received employment authorization, that she
24 had immigration hearings on April 3, 3025, and September 4, 2025, that she was detained in San
25 Francisco, transported to a detention center in Bakersfield, California, and was released because of a
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1 federal court order. Federal Defendants are without sufficient knowledge to admit or deny any of
2 the remaining factual allegations contained in Paragraph 86.

3 87. Paragraph 87 consists of Plaintiffs' characterization of this action, to which no
4 response is required. To the extent a response is deemed required, Federal Defendants deny
5 Paragraph 87 and deny knowledge or information sufficient to form a belief as to why Plaintiffs
6 brought this action.

7 88. Paragraph 88 consists of Plaintiffs' characterization of this action, to which no
8 response is required. Paragraph 88 also constitutes conclusions of law, to which no response is
9 required. To the extent a response is deemed required, Federal Defendants deny Paragraph 88 and
10 deny knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

11 89. Paragraph 89 consists of Plaintiffs' characterization of this action, to which no
12 response is required. Paragraph 89 also constitutes conclusions of law, to which no response is
13 required. To the extent a response is deemed required, Federal Defendants deny Paragraph 89 and
14 deny knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

15 90. Paragraph 90 consists of Plaintiffs' characterization of this action, to which no
16 response is required. Paragraph 90 also constitutes conclusions of law, to which no response is
17 required. To the extent a response is deemed required, Federal Defendants admit that § 1225(b)(2)
18 has always required the mandatory detention of noncitizens within the scope of this subsection, but
19 the remaining allegations of Paragraph 90.
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21 91. Paragraph 91 consists of Plaintiffs' characterization of this action, to which no
22 response is required. Paragraph 91 also constitutes conclusions of law, to which no response is
23 required. To the extent a response is deemed required, Federal Defendants admit that DHS attorneys
24 have urged courts to adopt and extend *Matter of Q. Li*, 29 I. & N. Dec. 66 (BIA 2025).
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1 92. Sentence one of Paragraph 92 consists of Plaintiffs' characterization of this action, to
2 which no response is required. Sentence one of Paragraph 92 also consists of conclusions of law, to
3 which no response is required. To the extent a response is deemed required, Federal Defendants
4 deny the allegations in sentence one of Paragraph 92, except admit the date of the memo. Sentence two
5 of Paragraph 92 consists of Plaintiffs' characterization of the July 8 Memo, to which a response is not
6 required. To the extent a response is deemed required, Federal Defendants deny the allegations in
7 sentence two of Paragraph 92. Federal Defendants admit sentence three of Paragraph 92. The Court
8 respectfully is referred to the July 8 Memo for a complete and accurate statement of its contents.
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10 93. Paragraph 93 consists of Plaintiffs' characterization of this action, to which no response
11 is required. Paragraph 93 also consists of conclusions of law, to which no response is required. To the
12 extent a response is deemed required, Federal Respondents deny the allegations in Paragraph 93.

13 94. Paragraph 94 consists of Plaintiffs' characterization of this action, to which no response
14 is required. Paragraph 94 also consists of conclusions of law, to which no response is required. To the
15 extent a response is deemed required, Federal Defendants deny Paragraph 94 and deny knowledge or
16 information sufficient to form a belief as to why Plaintiffs brought this action.
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18 95. Paragraph 95 consists of Plaintiffs' characterization of this action, to which no response
19 is required. Paragraph 95 also consists of conclusions of law, to which no response is required. To the
20 extent a response is deemed required, Federal Defendants deny Paragraph 95 and deny knowledge or
21 information sufficient to form a belief as to why Plaintiffs brought this action.
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23 96. Paragraph 96 consists of Plaintiffs' characterization of this action, to which no response
24 is required. To the extent a response is deemed required, Federal Defendants deny sentences one and
25 two of Paragraph 96; deny knowledge or information sufficient to form a belief as to the truth of the
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1 allegations in sentences three, four, five, and six of Paragraph 96; and deny knowledge or
2 information sufficient to form a belief as to why Plaintiffs brought this action.

3 97. Paragraph 97 consists of Plaintiffs' characterization of this action, to which no response
4 is required. To the extent a response is deemed required, Federal Defendants deny Paragraph 97 and
5 deny knowledge or information sufficient to form a belief as to why Plaintiffs brought this action.

6 98. Paragraph 98 consists of Plaintiffs' characterization of this action, to which no
7 response is required. To the extent a response is deemed required, Federal Defendant deny
8 knowledge or information sufficient to form a belief as to the allegations in Paragraph 98.

9 99. Paragraph 99 consists of Plaintiffs' characterization of this action, to which no
10 response is required. To the extent a response is deemed required, Federal Defendants deny
11 knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph
12 99.

13 100. Federal Defendants deny knowledge or information sufficient to form a belief as to the
14 truth of the allegations in Paragraph 100. The Court severed Plaintiff Garro Pinchi's habeas case from
15 this action. Dkt. 84.

16 101. Federal Defendants deny knowledge or information sufficient to form a belief as to the
17 truth of the allegations in Paragraph 101. The Court severed Plaintiff Garro Pinchi's habeas case from
18 this action. Dkt. 84.

19 102. Federal Defendants deny knowledge or information sufficient to form a belief as to the
20 truth of the allegations in Paragraph 102. The Court severed Plaintiff Galo Santos's habeas case from
21 this action. Dkt. 84.

1 103. Federal Defendants deny knowledge or information sufficient to form a belief as to the
2 truth of the allegations in Paragraph 103. The Court severed Plaintiff Teletor Sente's habeas case from
3 this action. Dkt. 84.

4 **CLASS ACTION ALLEGATIONS**

5 104. The allegations in Paragraph 104 constitute conclusions of law to which no response is
6 required.

7 105. The allegations in Paragraph 105 constitute Plaintiffs' requested relief, which
8 Defendants oppose. The Court provisionally certified the class and subclass on December 19, 2025.
9 Dkt. 85. Federal Defendants filed a Notice of Appeal on January 19, 2026. Dkt. 98.

10 106. Sentence one of Paragraph 106 constitutes Plaintiffs' requested relief, which Defendants
11 oppose. Sentence two of Paragraph 106 consists of Plaintiffs' characterization of this action, to which
12 no response is required. To the extent a response is deemed required, Federal Defendants deny the
13 allegations in sentence two of Paragraph 106. The Court provisionally certified the class and subclass
14 on December 19, 2025. Dkt. 85. Federal Defendants filed a Notice of Appeal on January 19, 2026. Dkt.
15 98.

16 107. The allegations in Paragraph 107 constitute Plaintiffs' requested relief, which
17 Defendants oppose. The Court provisionally certified the class and subclass on December 19, 2025.
18 Dkt. 85. Federal Defendants filed a Notice of Appeal on January 19, 2026. Dkt. 98.

19 108. The allegations in Paragraph 108 constitute Plaintiffs' requested relief, which
20 Defendants oppose. The Court provisionally certified the class and subclass on December 19, 2025.
21 Dkt. 85. Federal Defendants filed a Notice of Appeal on January 19, 2026. Dkt. 98.

22 109. Sentence one of Paragraph 109 constitutes Plaintiffs' requested relief, which Defendants
23 oppose. Sentence two of Paragraph 109 consists of Plaintiffs' characterization of this action, to which
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1 no response is required. To the extent a response is deemed required, Federal Defendants deny the
2 allegations in sentence two of Paragraph 109. The Court provisionally certified the class and subclass
3 on December 19, 2025. Dkt. 85. Federal Defendants filed a Notice of Appeal on January 19, 2026. Dkt.
4 98.

5 110. Paragraph 110 constitutes Plaintiffs' requested relief, which Defendants oppose. Federal
6 Defendants deny knowledge or information sufficient to form a belief as to the truth of the allegations
7 in Paragraph 110. The Court provisionally certified the class and subclass on December 19, 2025. Dkt.
8 85. Federal Defendants filed a Notice of Appeal on January 19, 2026. Dkt. 98.

9 111. The allegations in Paragraph 111 constitute Plaintiffs' requested relief, which
10 Defendants oppose. The Court provisionally certified the class and subclass on December 19, 2025.
11 Dkt. 85. Federal Defendants filed a Notice of Appeal on January 19, 2026. Dkt. 98.

12
13 **CLAIMS FOR RELIEF**

14 112. Defendants incorporate by reference their responses to the allegations in Paragraphs 1
15 through 111 of the Complaint.

16 113. Paragraph 113 consists of Plaintiffs' characterization of a certain legal authority, which
17 speaks for itself and is the best evidence of its contents, and to which no response is required. To the
18 extent a response is required, Federal Defendants deny any allegations in Paragraph 113 that are
19 contrary to the cited authority's plain meaning and contents.

20 114. Paragraph 114 consists of conclusions of law, to which no response is required. To the
21 extent a response is deemed required, Federal Defendants deny the allegations in Paragraph 114.
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1 115. Paragraph 115 consists of conclusions of law, to which no response is required. To the
2 extent a response is deemed required, Federal Defendants deny the allegations in Paragraph 115.

3 116. Paragraph 116 consists of Plaintiffs' characterization of this action and conclusions of
4 law, to which no response is required. To the extent a response is deemed required, Federal Defendants
5 deny the allegations in Paragraphs 116.

6 117. Paragraph 117 consists of Plaintiffs' characterization of this action and conclusions of
7 law, to which no response is required. To the extent a response is deemed required, Federal Defendants
8 deny the allegations in Paragraph 117.

9 118. Paragraph 118 consists of conclusions of law and Plaintiffs' requested relief, to which no
10 response is required. To the extent a response is deemed required, Federal Defendants deny the
11 allegations in Paragraph 118 and oppose.

12 119. Defendants incorporate by reference their responses to the allegations in Paragraphs 1
13 through 111 of the Complaint.

14 120. Paragraph 120 consists of conclusions of law and Plaintiffs' requested relief, to which no
15 response is required. To the extent a response is deemed required, Federal Defendants deny the
16 allegations in Paragraph 120 and oppose.

17 121. Paragraph 121 consists of conclusions of law and Plaintiffs' requested relief, to which no
18 response is required. To the extent a response is deemed required, Federal Defendants deny the
19 allegations in Paragraph 121 and oppose.

20 122. Defendants incorporate by reference their responses to the allegations in Paragraphs 1
21 through 111 of the Complaint.

22 123. Paragraph 123 consists of Plaintiffs' characterization of a certain legal authority, which
23 speaks for itself and is the best evidence of its contents, and to which no response is required. To the
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1 extent a response is required, Federal Defendants deny any allegations in Paragraph 123 that are
2 contrary to the cited authority's plain meaning and contents.

3 124. Paragraph 124 consists of Plaintiffs' characterization of a certain legal authority, which
4 speaks for itself and is the best evidence of its contents, and to which no response is required. To the
5 extent a response is required, Federal Defendants deny any allegations in Paragraph 124 that are
6 contrary to the cited authority's plain meaning and contents.

7 125. Paragraph 125 consists of Plaintiffs' characterization of a certain legal authority, which
8 speaks for itself and is the best evidence of its contents, and to which no response is required. To the
9 extent a response is required, Federal Defendants deny any allegations in Paragraph 125 that are
10 contrary to the cited authority's plain meaning and contents.

11 126. Paragraph 126 consists of conclusions of law and Plaintiffs' requested relief, to which no
12 response is required. To the extent a response is deemed required, Federal Defendants deny the
13 allegations in Paragraph 126 and oppose.

14 127. Defendants incorporate by reference their responses to the allegations in Paragraphs 1
15 through 111 of the Complaint.

16 128. Paragraph 128 consists of Plaintiffs' characterization of a certain legal authority, which
17 speaks for itself and is the best evidence of its contents, and to which no response is required. To the
18 extent a response is required, Federal Defendants deny any allegations in Paragraph 128 that are
19 contrary to the cited authority's plain meaning and contents.

20 129. Paragraph 129 consists of Plaintiffs' characterization of a certain legal authority, which
21 speaks for itself and is the best evidence of its contents, and to which no response is required. Paragraph
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1 129 also consists of conclusions of law, to which no response is required. To the extent a response is
2 required, Federal Defendants deny any allegations in Paragraph 129.

3 130. Paragraph 130 consists of Plaintiffs' characterization of a certain legal authority, which
4 speaks for itself and is the best evidence of its contents, and to which no response is required. Paragraph
5 130 also consists of conclusions of law, to which no response is required. To the extent a response is
6 required, Federal Defendants deny any allegations in Paragraph 130.

7 131. Paragraph 131 consists of conclusions of law and Plaintiffs' requested relief, to which no
8 response is required. To the extent a response is deemed required, Federal Defendants deny the
9 allegations in Paragraph 131 and oppose.

10 132. Defendants incorporate by reference their responses to the allegations in Paragraphs 1
11 through 111 of the Complaint.

12 133. Paragraph 133 consists of Plaintiffs' characterization of a certain legal authority, which
13 speaks for itself and is the best evidence of its contents, and to which no response is required. To the
14 extent a response is required, Federal Defendants deny any allegations in Paragraph 133 that are
15 contrary to the cited authority's plain meaning and contents.

16 134. Paragraph 134 consists of conclusions of law and Plaintiffs' requested relief, to which no
17 response is required. To the extent a response is deemed required, Federal Defendants deny the
18 allegations in Paragraph 134 and oppose.

19 135. Federal Defendants admit the first sentence of Paragraph 135. Sentence two of
20 Paragraph 135 consists of Plaintiffs' characterization of this action, to which no response is required.

1 To the extent a response is deemed required, Federal Defendants deny the second sentence of
2 Paragraph 135.

3 136. Federal Defendants deny knowledge or information sufficient to form a belief as to the
4 truth of the allegations in sentence one of Paragraph 136. Sentence two of Paragraph 136 consists of
5 Plaintiffs' characterization of this action, to which no response is required. Sentence two also consists
6 of a conclusion of law, to which no response is required. To the extent a response is deemed required,
7 Federal Defendants deny sentence two of Paragraph 136. Sentence three of Paragraph 136 consists of a
8 conclusion of law and Plaintiffs' requested relief, to which no response is required. To the extent a
9 response is deemed required, Federal Defendants deny the allegation in sentence three of Paragraph 136
10 and oppose.

12 137. Defendants incorporate by reference their responses to the allegations in Paragraphs 1
13 through 111 of the Complaint.

14 138. The Court severed Named Plaintiffs' individual habeas cases and, as a result, Plaintiffs'
15 Sixth Claim for Relief, which applies only to Named Plaintiffs, has also been severed from this action.
16 Dkt. 84. Additionally, Paragraph 138 consists of Plaintiffs' characterization of a certain legal authority,
17 which speaks for itself and is the best evidence of its contents, and to which no response is required.
18 Paragraph 138 also consists of conclusions of law, to which no response is required. To the extent a
19 response is required, Federal Defendants deny any allegations in Paragraph 138.

21 139. The Court severed Named Plaintiffs' individual habeas cases and, as a result, Plaintiffs'
22 Sixth Claim for Relief, which applies only to Named Plaintiffs, has also been severed from this action.
23 Dkt. 84. Additionally, Federal Defendants deny sentence one of Paragraph 139 as flight risk and danger
24 to community is a rolling determination. Sentences two and three of Paragraph 139 consist of
25 conclusions of law, to which no response is required. To the extent a response is deemed required,
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1 Defendants deny knowledge or information sufficient to form a belief as to the truth of the allegations
2 in sentences two and three of Paragraph 139.

3 140. Defendants incorporate by reference their responses to the allegations in Paragraphs 1
4 through 111 of the Complaint.

5 141. The Court severed Named Plaintiffs' individual habeas cases and, as a result, Plaintiffs'
6 Seventh Claim for Relief, which applies only to Named Plaintiffs, has also been severed from this
7 action. Dkt. 84. Additionally, Paragraph 141 consists of Plaintiffs' characterization of a certain legal
8 authority, which speaks for itself and is the best evidence of its contents, and to which no response is
9 required. Paragraph 141 also consists of conclusions of law, to which no response is required. To the
10 extent a response is required, Federal Defendants deny any allegations in Paragraph 141.
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12 142. The Court severed Named Plaintiffs' individual habeas cases and, as a result, Plaintiffs'
13 Seventh Claim for Relief, which applies only to Named Plaintiffs, has also been severed from this
14 action. Dkt. 84. Additionally, Paragraph 142 consists of Plaintiffs' characterization of a certain legal
15 authority, which speaks for itself and is the best evidence of its contents, and to which no response is
16 required. Paragraph 142 also consists of conclusions of law, to which no response is required. To the
17 extent a response is required, Federal Defendants deny any allegations in Paragraph 142.
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19 143. The Court severed Named Plaintiffs' individual habeas cases and, as a result, Plaintiffs'
20 Seventh Claim for Relief, which applies only to Named Plaintiffs, has also been severed from this
21 action. Dkt. 84. Additionally, Federal Defendants deny sentence one of Paragraph 143. Sentence two of
22 Paragraph 143 consists of a conclusion of law and Plaintiffs' requested relief, to which no response is
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1 required. To the extent a response is deemed required, Federal Defendants deny the allegations in
2 sentence two of Paragraph 143 and oppose.

3 144. The Court severed Named Plaintiffs' individual habeas cases and, as a result, Plaintiffs'
4 Seventh Claim for Relief, which applies only to Named Plaintiffs, has also been severed from this
5 action. Dkt. 84. Additionally, Defendants deny knowledge or information sufficient to form a belief as
6 to the truth of the allegations in sentence one of Paragraph 144. Sentence two of Paragraph 144 consists
7 of a conclusion of law and Plaintiffs' requested relief, to which no response is required. To the extent a
8 response is deemed required, Federal Defendants deny the allegations in sentence two of Paragraph 144
9 and oppose.
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11 145. The Court severed Named Plaintiffs' individual habeas cases and, as a result, Plaintiffs'
12 Seventh Claim for Relief, which applies only to Named Plaintiffs, has also been severed from this
13 action. Dkt. 84. Additionally, Defendants deny knowledge or information sufficient to form a belief as
14 to the truth of the allegations in sentence one of Paragraph 145. Sentence two of Paragraph 145 consists
15 of a conclusion of law and Plaintiffs' requested relief, to which no response is required. To the extent a
16 response is deemed required, Federal Defendants deny the allegations in sentence two of Paragraph 145
17 and oppose.
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19 **PRAYER FOR RELIEF**

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21 The unnumbered paragraphs following Paragraph 145 consist of Plaintiffs' requests for relief, to
22 which no response is required. To the extent a response is deemed required, Federal Defendants deny
23 that Plaintiffs and class members are entitled to the requested relief or to any relief whatsoever.

24 **AFFIRMATIVE DEFENSES**

25 Any allegations to which a response is deemed necessary, and which have not been admitted,
26 denied, or otherwise responded to herein, are hereby denied. All actions taken by Defendants were
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1 grounded in good faith and are not in violation of any federal law or the United States Constitution.
2 Defendants reserve the right to amend, alter, and supplement the defenses contained in this Answer as
3 the facts and circumstances giving rise to this Complaint become known to Defendants through the
4 course of this litigation. Without waiver of their Answer and without conceding any issues regarding
5 burden of proof, persuasion, or production with respect to any issue where the applicable law places the
6 burden upon Plaintiffs, Defendants assert the following affirmative defenses:

- 7
8 1. This Court lacks jurisdiction and authority to grant Plaintiffs’ requested relief insofar as
9 any such relief (notwithstanding its designation) enjoins or restrains the operation of the
10 provisions of part IV of the INA, as amended by Illegal Immigration Reform and
11 Immigrant Responsibility Act of 1996. *See* 8 U.S.C. § 1252(f)(1). Additionally, this
12 Court lacks jurisdiction to grant Plaintiffs’ requested relief insofar as Plaintiffs’
13 challenge Federal Defendants’ decision to detain them, which is a quintessential “action
14 taken . . . to remove an alien from the United States.” 8 U.S.C. § 1252(b)(9).
- 15
16 2. This Court lacks jurisdiction to grant Plaintiffs’ requested relief insofar as jurisdiction
17 lies in the District Court for the District of Columbia. 8 U.S.C. § 1252(e).
- 18
19 3. Plaintiffs cannot prevail on their claims, in whole or in part, because some or all of the
20 determinations they seek to challenge are committed to Executive Branch discretion.
21 Among other things, these determinations involve political, immigration, foreign policy,
22 or resource allocation questions that are outside the province of the courts.
- 23
24 4. Plaintiffs cannot prevail on their claims, in whole or in part, because the possibility of
25 another form of review (such as in habeas corpus) makes relief unavailable. 5 U.S.C.
26 § 704.

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5. Plaintiffs are not entitled to relief, attorneys’ fees, costs of suit, or damages whatsoever. Any errors of law committed by Defendants, which Defendants expressly deny, were harmless and not prejudicial, and warrant none of the relief requested in the Complaint. *See* 5 U.S.C. § 706.

6. Plaintiffs have not met the requirements under Fed. R. Civ. P. to maintain this action as a class action.

7. Federal Defendants respectfully reserve the right to amend, alter, and supplement the defenses contained in this Answer as the facts and circumstances giving rise to Plaintiffs’ Complaint become known throughout the course of litigation.

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1 WHEREFORE, having fully answered all counts of the First Amended Complaint, Federal
2 Defendants respectfully request that the Court: (1) dismiss the Complaint with prejudice; (2) enter
3 judgment in favor of Federal Defendants; and (3) grant such further relief as the Court deems just and
4 proper.

5 Dated: February 5, 2026

6
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