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Attorneys for Plaintiffs-Petitioners

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

CARMEN ARACELY PABLO SEQUEN,
YULISA ALVARADO AMBROCIO,
MARTIN HERNANDEZ TORRES, and
LIGIA GARCIA,

Plaintiffs-Petitioners,

v.

SERGIO ALBARRAN, MARCOS
CHARLES, THOMAS GILES, MONICA
BURKE, KRISTI NOEM, U.S.
DEPARTMENT OF HOMELAND
SECURITY, TODD M. LYONS, SIRCE E.
OWEN, PAMELA BONDI, U.S.
IMMIGRATION AND CUSTOMS
ENFORCEMENT, UNITED STATES
DEPARTMENT OF JUSTICE, EXECUTIVE
OFFICE FOR IMMIGRATION AND
REVIEW, UNITED STATES OF AMERICA,

Defendants-Respondents.

Case No. 5:25-cv-06487-PCP

CLASS ACTION

**PLAINTIFFS' REPLY IN SUPPORT OF
MOTION FOR PROVISIONAL CLASS
CERTIFICATION**

Date: October 30, 2025
Time: 2:00 p.m.
Dept.: Courtroom 8

Trial Date: None Set

1 Plaintiffs Carmen Aracely Pablo Sequen, Yulisa Alvarado Ambrocio, Martin Hernandez
 2 Torres, and Ligia Garcia (collectively, “Plaintiffs”) filed their Motion for Provisional Class
 3 Certification on September 18, 2025. *See* ECF Nos. 33 through 33-12. Defendants did not file a
 4 responsive brief on or before October 2, 2025. The hearing is set for October 30, 2025, at 2:00
 5 p.m., which Plaintiffs are prepared to attend. In response to an October 8 meet-and-confer email
 6 from Plaintiffs’ counsel that adverted to the upcoming provisional class certification hearing in the
 7 context of proposed dates for an expedited briefing/hearing schedule for a motion Plaintiffs are
 8 filing tomorrow that seeks preliminary injunctive relief and interim relief to remedy conditions at
 9 630 Sansome Street, at 4:22 p.m. on October 9, counsel for Defendants separately indicated they
 10 “will object to the motion for class certification moving forward on [October 30].” *See* Declaration
 11 of David C. Beach In Support of Plaintiffs’ Reply In Support Of Motion For Provisional Class
 12 Certification (“Beach Decl.”), Exhibit A. To the extent Defendants now claim that Plaintiffs
 13 acceded to Defendants’ desire to slow Plaintiffs’ pursuit of preliminary relief in this case, that is
 14 entirely inconsistent with Plaintiffs’ counsel’s email at 12:52 p.m. on October 1, memorializing a
 15 phone conference between the parties’ counsel. *See* Beach Decl., Exhibit B. Obviously, had there
 16 been agreement on this point, the parties would have entered into a stipulation asking the Court to
 17 hold the provisional class certification motion in abeyance and postpone the October 30 hearing.

18 Moreover, Defendants cannot credibly claim they lacked notice of Plaintiffs’ provisional
 19 class certification motion. Each of them—including those added in the Amended
 20 Petition/Complaint—has filed documents in this matter, including ECF No. 41, Status Report re
 21 Petitioner’s Release, on September 19, 2025, ECF No. 45, Respondents’ Opposition re
 22 Preliminary Injunction, on September 24, 2025, and ECF No. 50, submitting their Supplemental
 23 Brief re Preliminary Injunction, on September 30, 2025. If, as suggested, Defendants at this late
 24 date file an objection to the class certification motion, Plaintiffs will respond accordingly.

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1 DATED: October 9, 2025

LAWYERS' COMMITTEE FOR CIVIL RIGHTS OF THE
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3 By: /s/ Marissa Hatton

4 MARISSA HATTON
5 ANDREW NTIM
6 JORDAN WELLS
7 NISHA KASHYAP
8 Attorneys for Plaintiff-Petitioners

9 DATED: October 9, 2025

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10 By: /s/ Laura Victoria Sanchez

11 LAURA VICTORIA SANCHEZ
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13 Attorneys for Plaintiff-Petitioners

14 DATED: October 9, 2025

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16 NEIL K. SAWHNEY
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18 Attorneys for Plaintiff-Petitioners

19 DATED: October 9, 2025

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ATTESTATION

I, Mark L. Hejinian, am the ECF user whose identification and password are being used to file the PLAINTIFFS' REPLY IN SUPPORT OF MOTION FOR PROVISIONAL CLASS CERTIFICATION. In compliance with LR 5-1(i)(3), I hereby attest that all parties have concurred in this filing.

DATED: October 9, 2025

COBLENTZ, PATCH, DUFFY & BASS LLP

By: /s/ Mark L. Hejinian
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Attorneys for Plaintiffs-Petitioners