

1 KEKER, VAN NEST & PETERS LLP
STEVEN P. RAGLAND - # 221076
2 sragland@keker.com
CODY S. HARRIS - # 255302
3 charris@keker.com
CARLOS C. MARTINEZ - # 354616
4 cmartinez@keker.com
LISA C. LU - # 364259
5 llu@keker.com
633 Battery Street
6 San Francisco, CA 94111-1809
Telephone: 415 391 5400
7 Facsimile: 415 397 7188

8 CALIFORNIA COLLABORATIVE FOR
IMMIGRANT JUSTICE
9 PRIYA ARVIND PATEL - # 295602
priya@ccijjustice.org
10 MARIEL VILLARREAL - # 317048
mariel@ccijjustice.org
11 1999 Harrison Street #1800
Oakland, California 94612
12 Tel: (650) 762-8990

PRISON LAW OFFICE
MARGOT MENDELSON - # 268583
mmendelson@prisonlaw.com
TESS BORDEN - MJP # 805022, *pro hac vice*
tess@prisonlaw.com
PATRICK BOOTH - # 328783
patrick@prisonlaw.com
ALISON HARDY - # 135966
ahardy@prisonlaw.com
RANA ANABTAWI - # 267073
rana@prisonlaw.com
1917 Fifth Street
Berkeley, California 94710-1916
Tel.: (510) 280-2621

AMERICAN CIVIL LIBERTIES UNION
FOUNDATION
KYLE VIRGIEN - # 278747
kvirgien@aclu.org
FELIPE HERNANDEZ - # 338468
npp_fernandez@aclu.org
MARISOL DOMINGUEZ-RUIZ - # 345416
mdominguez-ruiz@aclu.org
425 California Street, 7th Floor
San Francisco, CA 94104
Tel.: (415) 343-0770

CARMEN IGUINA GONZALEZ - # 277369
ciguinagonzalez@aclu.org
915 15th Street, NW, 7th Floor
Washington, DC 20005
Tel.: (202) 393-4930

13
14
15
16
17
18 *Attorneys for Plaintiffs Fernando Gomez Ruiz, Fernando Viera Reyes, Jose Ruiz Canizales, Yuri*
19 *Alexander Roque Campos, Sokhean Keo, Gustavo Guevara Alarcon, Alejandro Mendiola Escutia*
and all others similarly situated

20 UNITED STATES DISTRICT COURT
21 NORTHERN DISTRICT OF CALIFORNIA

22 FERNANDO GOMEZ RUIZ; FERNANDO
23 VIERA REYES; JOSE RUIZ CANIZALES;
YURI ALEXANDER ROQUE CAMPOS;
24 SOKHEAN KEO; GUSTAVO GUEVARA
ALARCON; and ALEJANDRO MENDIOLA
25 ESCUTIA, on behalf of themselves and all
others similarly situated,

26 Plaintiffs,

27 v.

Case No. 3:25-cv-09757-MMC

**~~PROPOSED~~ ORDER GRANTING IN
PART PLAINTIFFS' MOTIONS FOR
PRELIMINARY INJUNCTION AND
CLASS CERTIFICATION**

Judge: Hon. Maxine M. Chesney

Date Filed: November 12, 2025

1 U.S. IMMIGRATION AND CUSTOMS
2 ENFORCEMENT; TODD M. LYONS,
3 Acting Director, U.S. Immigration and
4 Customs Enforcement; SERGIO
5 ALBARRAN, Acting Director of San
6 Francisco Field Office, Enforcement and
7 Removal Operations, U.S. Immigration and
8 Customs Enforcement; U.S. DEPARTMENT
9 OF HOMELAND SECURITY; KRISTI
10 NOEM, Secretary, U.S. Department of
11 Homeland Security,

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
Defendants.

[PROPOSED] ORDER GRANTING IN PART MOTIONS FOR PRELIMINARY INJUNCTION AND CLASS CERTIFICATION

Pursuant to Federal Rules of Civil Procedure 65 and 23, and having reviewed the Parties' filings and the argument of counsel, the Court finds that Plaintiffs have demonstrated that they are likely to prevail on the merits of their claims; that they will suffer irreparable harm if the Court does not issue relief; that the balance of equities tips in their favor; that the public interest lies in issuing a preliminary injunction; and that all the requirements of Rule 23(a) and 23(b)(2) have been satisfied.

Accordingly, Plaintiffs' Motion for Preliminary Injunction is **GRANTED IN PART**, as follows:

- 1) Defendants are ordered to ensure the following:
 - a. adequate health care staffing;
 - b. comprehensive, documented medical intake screening, performed by a qualified medical provider within 12 hours of a person's arrival;
 - c. thorough Initial Appraisals performed timely by a primary care provider;
 - d. timely approval and access to medical specialists;
 - e. timely and responsive emergency services;
 - f. continuity of medical care upon intake and thereafter, including timely completion of active medical orders, access to scheduled provider appointments, and consistent provision of medication;
 - g. timely access to prescribed medications; and
 - h. a responsive "sick call" request system.
- 2) To ensure compliance with Paragraph (1) and the provision of constitutionally adequate health care, Defendants are ordered to provide access to a qualified, independent, third-party monitor ("External Monitor") for a period of 120 days, subject to renewal by court order. The External Monitor will ensure compliance with this Order and will monitor its implementation, including through review of medical records and on-site inspection and interviews with patients and staff. The

1 parties will meet and confer regarding the selection of the External Monitor and
2 will present their proposal(s) to the Court within 14 days of this Order. If the
3 Parties are unable to agree upon the selection, the Court will resolve the dispute
4 and appoint the External Monitor. Defendants are ordered to pay the External
5 Monitor’s reasonable rate.

- 6 3) Defendants are ordered to ensure that detained individuals have timely and
7 confidential access to attorneys, including but not limited to by allowing:
- 8 a. in-person legal visitation seven days per week from 8:00 a.m. to 8:00 p.m.,
9 in private and confidential settings, with each legal visit lasting up to three
10 (3) hours in length;
 - 11 b. contact attorney visits that do not take place through a pane of glass, absent
12 documented security grounds to deny such contact;
 - 13 c. scheduling of confidential legal calls with legal representatives of up to 90
14 minutes each, to take place within two (2) business days of a request; and
 - 15 d. provision of written information regarding protocols for attorney-client
16 communication to all individuals detained at California City.
- 17 4) Defendants are further ordered to ensure that detained individuals are provided
18 with the following, with exceptions only where necessary for individualized,
19 documented security concerns:
- 20 a. Temperature-appropriate clothing and blankets free of charge;
 - 21 b. Reasonable, consistent, and adequate access to adequate outdoor recreation
22 spaces, for at least 1 hour per day, 7 days per week.
- 23 5) The bond requirement of Federal Rule of Civil Procedure 65(c) is waived.

24 Plaintiffs’ Motion for Class Certification (ECF No. 21) is **PROVISIONALLY**
25 **GRANTED** as to the Class, and the Provisional Class is defined as: All persons who are now, or
26 in the future will be, in the legal custody of U.S. Immigration and Customs Enforcement (“ICE”)
27 and detained at California City Detention Facility (“California City”). The Provisional Class is
28 certified as to the practices and relief identified in this Order. It is further **ORDERED** that

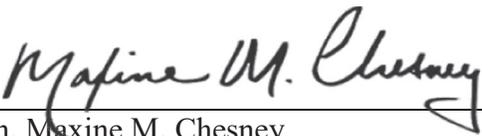
1 Fernando Gomez Ruiz, Fernando Viera Reyes, Jose Ruiz Canizales, Yuri Alexander Roque
2 Campos, Sokhean Keo, Gustavo Guevara Alarcon, and Alejandro Mendiola Escutia are hereby
3 appointed to be the named representatives of the Provisional Class. It is further **ORDERED** that
4 Plaintiffs' counsel, from the Prison Law Office, Keeker, Van Nest & Peters LLP, the American
5 Civil Liberties Union, and the California Collaborative for Immigrant Justice are hereby
6 appointed as counsel for the Provisional Class.

7 All relief sought by Plaintiffs but not addressed in this Order is held in abeyance pending
8 further Court order.

9 The March 6, 2026 Case Management Conference is vacated and taken off calendar. ~~The~~
10 The February 13, 2026 deadline to conduct a Rule 26(f) conference and to file the ADR Certification is vacated.
11 ~~parties shall proceed with their Rule 26(f) conference and file the ADR Certification by February~~
12 ~~13, 2026.~~ The February 27, 2026 deadline to exchange initial disclosures and file a joint case
13 management statement is vacated.

14 **IT IS SO ORDERED.**

15 Dated: February 10, 2026

16 
17 _____
18 Hon. Maxine M. Chesney
19 United States District Judge
20
21
22
23
24
25
26
27
28