

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION**

**NAK KIM CHHOEUN AND MONY
NETH, individually and on behalf of a
class of similarly-situated individuals,**

Petitioners,

v.

**DAVID MARIN, DAVID JENNINGS,
THOMAS HOMAN, ELAINE DUKE,
JEFFERSON SESSIONS III, SANDRA
HUTCHENS, AND SCOTT JONES,**

Respondents.

Case No.: SACV 17-01898-CJC(GJSx)

PRELIMINARY INJUNCTION

//
//
//

NAK KIM CHHOEUN et al v. David Marin et al

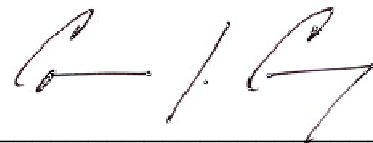
Doc. 12

1 This matter came before the Court upon Petitioners' application for a Temporary
2 Restraining Order and the Order to Show Cause Why a Preliminary Injunction Should
3 Not Be Granted. On January 25, 2018, the Court issued an Order granting a preliminary
4 injunction to temporarily stay the execution of Petitioners' removal orders.
5

6 IT IS HEREBY ORDERED that the Government is preliminarily restrained and
7 enjoined from executing Petitioners' final orders of removal until February 5, 2018. This
8 Order extends to Respondents and any other federal officials and personnel involved in
9 the removal process. The Order applies to the removal of all Petitioners, who are 92
10 individuals within the putative class who have received travel papers or who are being
11 considered for travel papers. The Order shall not apply to the seventeen individuals who
12 have filed motions to withdraw in this case. (*See* Dkts. 42–45, 47–59.)
13

14 IT IS FURTHER ORDERED that for those Petitioners who file a motion to reopen
15 by February 5, 2018, the Government's execution of their final orders of removal shall be
16 stayed through the adjudication of the administrative process and seven days after the
17 Board of Immigration Appeals denies any motion to reopen. After that seven day period,
18 this Court's stay of removal shall expire.
19
20
21

22 DATED: January 25, 2018



24 CORMAC J. CARNEY
25 UNITED STATES DISTRICT JUDGE
26
27
28