UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 26-CV-27049-DAMIAN

EMORY ANDREW TATE, and
TRISTAN TATE,

Petitioners,

vs.

TODD BLANCHE,
United States Attorney General,

MARCO RUBIO,
United States Secretary of State,

PRISCILLA PEREZ LOPEZ,
United States Marshal for the
Southern District of Florida, and

E.K. CARLTON,
Warden, Federal Detention Center-
Miami,

Respondents.
_____/

MOTION FOR CONTINUANCE OF
THE WRIT HEARING

The Respondents, by and through the undersigned Assistant United States Attorneys and Trial Attorneys, respectfully move to briefly continue the writ hearing in this matter, which is currently set for November 30, 2026, to Wednesday, December 2, 2026, at or after 1:30 p.m. This request in unopposed by the Petitioners, Emory Andrew Tate and Tristan Tate (collectively, the "Tates" or "Petitioners"). In support, the Respondents aver the following:

Relevant Procedural History and the Respondents' Request

1. The Tates filed their motion seeking habeas relief on October 7, 2026. (ECF No. 1). The Respondents filed their response to the Tates' motion on October 23, 2026, and the Tates replied on November 2, 2026. (ECF Nos. 19, 25). The Court also issued an order on November 2, 2026, setting this matter for a hearing on November 30, 2026, at 9:30 a.m. (ECF No. 22).

2. The current date of the writ hearing is the first Monday after the Thanksgiving holiday. Two of the attorneys representing the Respondents, Trial Attorneys Kerry Monaco and Rachel Yasser, do not reside in the Southern District of Florida, and one of the attorneys does not reside on the eastern coast of the United States. The Respondents expect that Trial Attorneys Monaco and Yasser will present part of the Respondents' argument at the hearing in this matter.

3. Due to the Thanksgiving holiday, and prescheduled travel for the holiday, the Respondents request that the hearing in this matter be rescheduled to Wednesday, December 2, 2026, at or after 1:30 p.m., in order for Trial Attorneys Monaco and Yasser to travel to the Southern District of Florida after the holiday weekend in order to participate in the hearing.

Certificate of Attorney Conferral

Pursuant to Local Rule 7.1(a)(3), the Respondents have conferred with counsel for the Tates about the instant motion. Howard Srebnick, Esquire, indicated that the Petitioners do not have an objection provided the hearing begins at or after 1:30 p.m. on December 2, 2026.

CONCLUSION

WHEREFORE, for the reasons stated above, the Respondents respectfully request that the Court continue the hearing in this matter to December 2, 2026, at or after 1:30 p.m.

Respectfully submitted,

JASON A. READING QUIÑONES
UNITED STATES ATTORNEY

A. TYSEN DUVA
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 16, 2026, I electronically filed the foregoing document with the Clerk of the Court via CM/ECF, which caused the same to be served on Howard Srebnick, Esquire, Jackie Perczek, Esquire, Thomas Maniotis, Esquire and Joseph McBride, Esquire, counsel for the Defendant.

/s/ Alejandra L. López
Alejandra L. López
Assistant United States Attorney