

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

RALPH COLEMAN, et al.,

Plaintiffs,

v.

GAVIN NEWSOM, et al.,

Defendants.

No. 2:90-cv-0520 KJM KJN P

ORDER

In its order filed November 4, 2020, the court directed defendants to “make such minimal modifications to the Staffing Plan as are required to include a role for psychiatric nurse practitioners (PNPs) and to reflect the proposals made in the September 8, 2020 letter authored by Melissa Bentz, Esq.,” to “consult with the Special Master and the Task Force as appropriate to ensure that their proposed modifications are the product of consensus of all stakeholders to the maximum extent possible” and to file the proposed revisions and policy on or before December 11, 2020. November 4, 2020 Order, ECF No. 6938, at 8. The court granted plaintiffs until December 15, 2020 to file any response. *Id.*

On December 11, 2020, defendants timely filed the proposed revisions and policy, ECF No. 6978, and plaintiffs filed a response on December 15, 2020, ECF No. 6994. Defendants’ proposed revisions and policy were accompanied by a brief that was not responsive

1 to the court's direction in the November 4, 2020 order; for that reason, the court struck the brief.
2 *See* December 24, 2020 Order, ECF No. 7003. Plaintiffs' objections focus on issues beyond the
3 scope of the proposed revisions or the proposed PNP policy, *see* ECF No. 6994, and so the court
4 disregards them. To the extent those objections present concrete disputes that plaintiffs wish to
5 tender to the court in aid of the required remedy in this case, the court has set out the process for
6 seeking such resolution. *See* ECF No. 7003.

7 Taking account of the above, the court's review of the record shows that (1) the
8 revisions proposed by defendants fall within the scope of the court's November 4, 2020 order;
9 (2) there are no objections to the proposed revisions themselves; and (3) there are no objections to
10 the proposed PNP policy as written. Accordingly, the proposed revisions and the proposed PNP
11 policy will be approved.

12 In accordance with the above, IT IS HEREBY ORDERED that:

- 13 1. Defendants' December 11, 2020 proposed revisions to the 2009 Staffing Plan,
14 ECF No. 6978-1 at 3-5, are approved and may be implemented forthwith; and
15 2. Defendants' December 11, 2020 proposed policy for use of psychiatric nurse
16 practitioners in their mental health care delivery system, ECF No. 6978-1 at
17 7-27, is approved and shall be implemented forthwith.

18 DATED: January 26, 2021.

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21 CHIEF UNITED STATES DISTRICT JUDGE
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