

IN THE UNITED STATES DISTRICT COURTS  
FOR THE EASTERN DISTRICT OF CALIFORNIA  
AND THE NORTHERN DISTRICT OF CALIFORNIA  
UNITED STATES DISTRICT COURT COMPOSED OF THREE JUDGES  
PURSUANT TO SECTION 2284, TITLE 28 UNITED STATES CODE

RALPH COLEMAN, et al.,  
Plaintiffs,  
v.  
ARNOLD SCHWARZENEGGER,  
et al.,  
Defendants.

NO. CIV S-90-0520 LKK JFM P  
**THREE-JUDGE COURT**

MARCIANO PLATA, et al.,  
Plaintiffs,  
v.  
ARNOLD SCHWARZENEGGER,  
et al.,  
Defendants.

NO. C01-1351 TEH

**THREE-JUDGE COURT**

**ORDER SETTING CONDITIONS  
ON INTERVENORS'  
PARTICIPATION IN  
SETTLEMENT DISCUSSIONS**

20 The court has received the objections of the Sheriff, Probation, Police Chief, and  
21 Corrections Intervenors; Republican Senate and Assembly Intervenors; and District Attorney  
22 Intervenors, to the Order Appointing Settlement Referee and Consultant filed on  
23 November 1, 2007. In view of these objections, the Order is amended to provide that no  
24 intervenor shall be required to participate in any settlement discussions or comply with any  
25 settlement rules or procedures.

26 The court is interested, however, in offering intervenors the opportunity to participate  
27 in settlement discussions. All intervenors shall notify the court within seven (7) days from  
28 the date of this order whether or not they wish to do so. Participation is voluntary and shall

1 be at the discretion of each intervenor. Intervenors who decide to participate in settlement  
2 discussions shall, however, be bound by the guidelines for those discussions, as provided in  
3 the Order Appointing Settlement Referee and Consultant; provided, however, that no time  
4 limits previously set forth will commence for any intervenor until such intervenor has given  
5 notice that it elects to participate. Intervenors participating in settlement discussions shall  
6 enjoy no greater rights than those previously granted by this court.

7 An intervenor who elects not to participate in settlement discussions shall not have  
8 any obligation with respect to the settlement proceedings or the referee and his consultant.  
9

10 **IT IS SO ORDERED.**

11

12 Dated: 11/08/07

/s/

13 STEPHEN REINHARDT  
14 UNITED STATES CIRCUIT JUDGE  
15 NINTH CIRCUIT COURT OF APPEALS

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17 LAWRENCE K. KARLTON  
18 SENIOR UNITED STATES DISTRICT JUDGE  
19 EASTERN DISTRICT OF CALIFORNIA

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21 Dated: 11/08/07  
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THELTON E. HENDERSON  
SENIOR UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF CALIFORNIA