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3 IN THE UNITED STATES DISTRICT COURTS  
4 FOR THE EASTERN DISTRICT OF CALIFORNIA  
5 AND THE NORTHERN DISTRICT OF CALIFORNIA  
6 UNITED STATES DISTRICT COURT COMPOSED OF THREE JUDGES  
7 PURSUANT TO SECTION 2284, TITLE 28 UNITED STATES CODE  
8

9 RALPH COLEMAN, et al.,  
10 Plaintiffs,  
11 v.  
12 ARNOLD SCHWARZENEGGER,  
13 et al.,  
14 Defendants.

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

15 MARCIANO PLATA, et al.,  
16 Plaintiffs,  
17 v.  
18 ARNOLD SCHWARZENEGGER,  
19 et al.,  
20 Defendants.

NO. C01-1351 TEH  
**THREE-JUDGE COURT**  
**ORDER REQUIRING FURTHER**  
**BRIEFING**

21  
22 On or before February 18, 2009, the parties and intervenors shall file briefs, not  
23 exceeding fifteen pages, on the following questions:

24 1. Does the Court have the authority to order the expenditure of funds for purposes of  
25 implementing any prisoner release order that it may issue?

26 2. Does the Court have the authority to order the State to divert funds from the prison  
27 budget to community programming or other local programs designed to facilitate the re-entry  
28 into society of prisoners released pursuant to the entry of a prisoner release order?


1 3. Would the answer to either of the above questions be different if the funds at issue  
2 consisted of savings to the State resulting from the issuance of a prisoner release order?

3  
4 **IT IS SO ORDERED.**


5  
6 Dated: 02/04/09

/s/  
STEPHEN REINHARDT  
UNITED STATES CIRCUIT JUDGE  
NINTH CIRCUIT COURT OF APPEALS

7  
8  
9  
10 Dated: 02/04/09

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

11  
12  
13  
14 Dated: 02/04/09

  
THELTON E. HENDERSON  
SENIOR UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF CALIFORNIA