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Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

**RALPH COLEMAN, et al.,**

Plaintiffs,

v.

**ARNOLD SCHWARZENEGGER, et al.,**

Defendants.

2:90-cv-00520 LKK JFM P

**STIPULATION AND  
ORDER RE: MODIFICATION OF  
DEFENDANTS' SHORT-TERM  
PROJECT TO PILOT DOUBLE BUNK  
AT SALINAS VALLEY STATE PRISON**

On March 31, 2009, this Court ordered that Defendants develop and file concrete proposals to meet the short-term, intermediate-term, and long-range beds needs of the *Coleman* class members. (Docket No. 3556.) Defendants submitted their bed plan on May 26, 2009. (Docket No. 3592.) As one of their short-term bed projects, Defendants proposed a pilot project to double bunk inmate-patients requiring an Intermediate Care Facility level of care in one 10-cell wing in Treatment Center 1 of the Salinas Valley Psychiatric Program at Salinas Valley State Prison. (*Id.* at 13.) This Court approved that project on June 18, 2009. (Docket No. 3613 ¶ 3.a.)

By July 31, 2009, all work on the new 64-bed Intermediate Care Facility—Treatment Center 2—of the Salinas Valley Psychiatric Program at Salinas Valley State Prison, was

complete. (Docket No. 3653.) Defendants now seek to modify their May 26, 2009 bed plan to pilot double bunk the inmate-patients in one 10-cell wing in Treatment Center 2, rather than in Treatment Center 1. Defendants have represented that double bunking in Treatment Center 2 provides a better treatment option because it has more space available for treatment and programming, and Plaintiffs agree to this change based on that representation.

The parties, by and through their counsel, stipulate that Defendants' short-term, emergency project to pilot double bunk the inmate-patients in one 10-cell wing in Treatment Center 1 of the Salinas Valley Psychiatric Program at Salinas Valley State Prison, shall be modified so that the pilot double-bunk project will proceed forward in Treatment Center 2, rather than in Treatment Center 1.

SO STIPULATED

Dated: December 4, 2009

By: /s/Debbie J. Vorous

Debbie J. Vorous  
Office of the Attorney General  
Attorneys for Defendants

Dated: December 4, 2009


By: /s/Amy Whelan

Amy Whelan  
Rosen, Bien & Galvan  
Attorneys for Plaintiffs

SO ORDERED

The above stipulation is the Order of this Court

Dated: December 7, 2009

  
LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT