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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 PC

**STIPULATION AND  
ORDER RE: DEFENDANTS' SHORT-  
TERM PROJECT FOR 150 LEVEL  
III/IV ENHANCED OUTPATIENT  
PROGRAM SENSITIVE NEEDS YARD  
BEDS AT THE SUBSTANCE ABUSE  
TREATMENT FACILITY**

On June 18, 2009, this Court ordered that Defendants shall notify the Special Master of any impediments to timely completion of the approved short-term and intermediate-term projects. (Docket No. 3613 ¶ 3.a.) In addition, this Court ordered that Defendants shall file a copy of any such notification with the Court and serve a copy on counsel for Plaintiffs. (*Id.*) On December 4, 2009, Defendants informed the Court that they will be unable to timely activate their short-term project for 150 Level III/IV Enhanced Outpatient Program Sensitive Needs Yard beds at the Substance Abuse Treatment Facility. (Docket No. 3736.) Plaintiffs' response, if any, is due within ten days of that filing. (Docket No. 3686 ¶ 6.) Under Rules of Civil Procedure 6(a) and 6(d), that date is December 17, 2009. Fed. R. Civ. Proc. 6(a)(2)(d).

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1 The parties have agreed to discuss the impediment to Defendants' short-term project for  
2 150 Level III/IV Enhanced Outpatient Program Sensitive Needs Yard beds and to discuss  
3 possible remedies to that impediment. Based on that agreement, the parties have also agreed to  
4 extend Plaintiffs' time to respond to Defendant's December 4, 2009 filing.

5 The parties, by and through their counsel, stipulate that Plaintiffs shall have until January  
6 12, 2010, to file their response, if any, to Defendants' December 4, 2009 filing concerning  
7 Defendants' short-term project for 150 Level III/IV Enhanced Outpatient Program Sensitive  
8 Needs Yard beds at the Substance Abuse Treatment Facility.

9 SO STIPULATED

10 Dated: December 17, 2009

By: /s/ Debbie J. Vorous  
Debbie J. Vorous  
Office of the Attorney General  
Attorneys for Defendants


13 Dated: December 17, 2009

By: /s/ Jane Kahn  
Jane Kahn  
Rosen, Bien & Galvan  
Attorneys for Plaintiffs

16 SO ORDERED

17 The above stipulation is the Order of this Court

19 Dated: December 21, 2009

21   
22 LAWRENCE K. KARLTON  
23 SENIOR JUDGE  
24 UNITED STATES DISTRICT COURT

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