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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

Dated: December 21, 2009

Lawrence K. Karlton
LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT

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