| 1<br>2<br>3<br>4<br>5<br>6<br>7<br>8 | JONES & MAYER Martin J. Mayer (SB # 73890) Michael R. Capizzi (SB # 35864) Kimberly Hall Barlow (SB # 149902) Ivy M. Tsai (SB # 223168) 3777 North Harbor Boulevard Fullerton, California 92835 (714) 446-1400; Fax (714) 446-1448 e-mail: mjm@jones-mayer.com e-mail: mrc@jones-mayer.com e-mail: imt@jones-mayer.com e-mail: imt@jones-mayer.com |                                                  |
|--------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------|
| 9                                    |                                                                                                                                                                                                                                                                                                                                                    |                                                  |
| 10                                   | IN THE UNITED STATES DISTRICT COURTS                                                                                                                                                                                                                                                                                                               |                                                  |
| 11                                   | FOR THE EASTERN DISTRICT OF CALIFORNIA                                                                                                                                                                                                                                                                                                             |                                                  |
| 12                                   | AND THE NORTHERN DISTRICT OF CALIFORNIA                                                                                                                                                                                                                                                                                                            |                                                  |
| 13                                   | UNITED STATES DISTRICT COURT COMPOSED OF THREE JUDGES                                                                                                                                                                                                                                                                                              |                                                  |
| 14                                   | PURSUANT TO SECTION 2284                                                                                                                                                                                                                                                                                                                           | 4, TITLE 28 UNITED STATES CODE                   |
| 15                                   | RALPH COLEMAN, et al.,                                                                                                                                                                                                                                                                                                                             | Case No: CIV S-90-0520 LKK JFM P                 |
| 16                                   | Plaintiffs,                                                                                                                                                                                                                                                                                                                                        | THREE-JUDGE COURT                                |
| 17                                   | vs.                                                                                                                                                                                                                                                                                                                                                |                                                  |
| 18                                   | ARNOLD SCHWARZENEGGER, et                                                                                                                                                                                                                                                                                                                          | [F.R.C.P. 24; 18 U.S.C. § 3626(a)(3)(F)]         |
| 19                                   | al.,                                                                                                                                                                                                                                                                                                                                               |                                                  |
| 20                                   | Defendants.                                                                                                                                                                                                                                                                                                                                        |                                                  |
| 21                                   |                                                                                                                                                                                                                                                                                                                                                    | Case No.: C01-1351 TEH                           |
| 22                                   | MARCIANO PLATA, et al.,                                                                                                                                                                                                                                                                                                                            | THREE-JUDGE COURT                                |
| 23                                   | Plaintiffs,                                                                                                                                                                                                                                                                                                                                        | (PROPOSED) ORDER ACCEPTING                       |
| 24                                   | vs.                                                                                                                                                                                                                                                                                                                                                | LATE FILING OF LAW<br>ENFORCEMENT INTERVENORS'   |
| 25                                   | ARNOLD SCHWARZENEGGER, et al.,                                                                                                                                                                                                                                                                                                                     | PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW |
| 26                                   | Defendants.                                                                                                                                                                                                                                                                                                                                        |                                                  |
| 27                                   |                                                                                                                                                                                                                                                                                                                                                    |                                                  |
| 28                                   | ·                                                                                                                                                                                                                                                                                                                                                  | -1-                                              |

| 1  | The Court has received the Law Enforcement Intervenors' Proposed Findings of         |  |
|----|--------------------------------------------------------------------------------------|--|
| 2  | Fact and Conclusions of Law, and the Application for Leave to File Proposed Findings |  |
| 3  | and Conclusions of Law beyond Deadline and supporting Declaration of Kimberly Hall   |  |
| 4  | Barlow, counsel for the Law Enforcement Intervenors, explaining the lateness of the  |  |
| 5  | document and non-objection by parties.                                               |  |
| 6  | Good cause appearing, the Court accepts the late filing of the Law Enforcement       |  |
| 7  | Intervenors' Proposed Findings of Fact and Conclusions of Law.                       |  |
| 8  | IT IS SO ORDERED.                                                                    |  |
| 9  | Dated: 01/30/09                                                                      |  |
| 10 |                                                                                      |  |
| 11 | /s/                                                                                  |  |
| 12 | STEPHEN REINHARDT<br>UNITED STATES CIRCUIT JUDGE                                     |  |
| 13 | NINTH CIRCUIT COURT OF APPEALS                                                       |  |
| 14 | Dated: 01/30/09                                                                      |  |
| 15 |                                                                                      |  |
| 16 | /s/                                                                                  |  |
| 17 | LAWRENCE K. KARLTON SENIOR UNITED STATES DISTRICT JUDGE                              |  |
| 18 | EASTERN DISTRICT OF CALIFORNIA                                                       |  |
| 19 | Dated: 01/30/09                                                                      |  |
| 20 | ATES DISTRICT                                                                        |  |
| 21 | THELTON E. HENDERSON                                                                 |  |
| 22 | SENIO AVES DISTRICT JUDGE CT OF CALIFORNIA                                           |  |
| 23 | 5 Mallet Common &                                                                    |  |
| 24 | Judge Thelton E. Henderson                                                           |  |
| 25 |                                                                                      |  |
| 26 | DISTRICT OF CE                                                                       |  |
| 27 | DISTRICT                                                                             |  |
| 20 |                                                                                      |  |