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

13 **RALPH COLEMAN, et al.,**
 14
 Plaintiffs,
 15
 v.
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ARNOLD SCHWARZENEGGER, et al.,
 17
 Defendants.
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2:90-cv-00520 LKK JFM P

**STIPULATION AND
 ORDER FOR EXTENSION OF TIME
 RE: 256 INTERMEDIATE CARE
 BEDS AT ATASCADERO STATE
 HOSPITAL**

20 On June 18, 2009, this Court ordered that Defendants comply with the schedule to fill the
 21 full complement of 256 intermediate care beds with *Coleman* class members at Atascadero State
 22 Hospital no later than October 31, 2009. (Docket No. 3613.) Defendants now seek a sixty-day
 23 extension of time to fill the 256 intermediate care beds at Atascadero State Hospital up to and
 24 including December 31, 2009.

25 On October 23, 2009, the California Office of Administrative Law officially approved the
 26 Pilot Program described in the Department of Mental Health’s Plan to Expedite Admissions for
 27 ICF Inpatient Care in Response to the Deputy Special Master’s Request Following the March 31,
 28 2009 *Coleman* Court Order. Additionally, the California Department of Corrections and

1 Rehabilitation (CDCR) has begun to implement the Pilot Program. The Pilot Program revised the
2 custody exclusionary criteria utilized for CDCR referrals to Atascadero State Hospital, and
3 expanded the category of inmates that can be considered for admission. The Pilot Program will be
4 implemented in all 30 adult male institutions.

5 The parties, by and through their counsel, stipulate as follows:

6 1. The Department of Mental Health shall have up to and including December 31,
7 2009, to comply with the Court's June 18, 2009 Order that it fill the full complement of 256
8 intermediate care beds at Atascadero State Hospital with *Coleman* class members;

9 2. By November 30, 2009, the CDCR Health Care Placement Oversight Program
10 shall review all of the inmate-patients on the waiting list for the Salinas Valley Psychiatric
11 Program at Salinas Valley State Prison using the Pilot Program to determine whether any of the
12 inmate-patients on the list are eligible for admission to Atascadero State Hospital or to the
13 intermediate care program at the Vacaville Psychiatric Program at California Medical Facility;
14 and

15 3. In accordance with paragraph 11 of the Court's June 18, 2009 Order, Defendants
16 will report to the Special Master by December 31, 2009, on how many additional intermediate
17 care beds, if any, are required for *Coleman* class members at Atascadero State Hospital or
18 Coalinga State Hospital.

19 SO STIPULATED

20 Dated: October 30, 2009

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

21
22
23 Dated: October 30, 2009

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

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SO ORDERED

The above stipulation is the Order of this Court.

Dated: November 2, 2009



LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT