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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.
 16
 17 **ARNOLD SCHWARZENEGGER, et al.,**
 18
 Defendants.

2:90-cv-00520 LKK JFM P

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

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Acronym List	
Term	Definition
CDCR	California Department of Corrections and Rehabilitation
EOP	Enhanced Outpatient Program
GP	General Population
SATF	Substance Abuse Treatment Facility
SNY	Sensitive Needs Yard

1 On March 31, 2009, this Court ordered that Defendants develop and file concrete
2 proposals to meet the short-term, intermediate, and long-range beds needs of the *Coleman* class
3 members. (Docket No. 3556.) Defendants submitted their bed plan on May 26, 2009. (Docket
4 No. 3592.) As one of their short-term bed projects, Defendants proposed to convert a 270-design
5 housing unit on Facility E at the Substance Abuse Treatment Facility (SATF) to housing for 150
6 Level III/IV Enhanced Outpatient Program (EOP) Sensitive Needs Yard (SNY) inmates. (*Id.* at
7 10.) On December 4, 2009, Defendants informed the Court that they cannot timely activate this
8 short-term project. (Docket No. 3736.)

9 The parties have met and conferred regarding Defendants' 150 Level III/IV EOP SNY
10 project, and it was agreed that Defendants replace this project with a project that will convert
11 housing on Facility G at SATF to housing for up to 176 Level I/II EOP SNY inmates. Facility G,
12 which consists of dormitory style housing, is divided into four housing pods with each pod
13 containing 44 beds, for a total of 176 beds. Defendants expect to activate this 176-bed project in
14 three phases, as follows: 1) Phase 1 - conversion of two 44-bed pods with an April 30, 2010
15 expected full occupancy date; 2) Phase 2 - conversion of one 44-bed pod with an August 30, 2010
16 expected full occupancy date; and 3) conversion of one 44-bed pod with a September 30, 2010
17 expected full occupancy date. Converting the 44-bed pod during Phase 2 and the 44-bed pod
18 during Phase 3 is dependent upon clinical staff availability and inmate population needs. Should
19 inmate population needs not support enough Level I/II EOP SNY beds to fill up the two 44-bed
20 pods that the California Department of Corrections and Rehabilitation (CDCR) expects to convert
21 during Phase 2 and/or Phase 3, CDCR will evaluate and, to the extent necessary and appropriate,
22 house Level I/II EOP General Population (GP) inmates in one or both of those 44-bed pods.

23 Therefore, the parties, by and through their counsel, stipulate that Defendants shall replace
24 their short-term project for 150 Level III/IV EOP SNY beds at SATF with the above-described
25 short-term project for 176 Level I/II EOP SNY beds at SATF. Further, the parties stipulate that
26 should inmate population needs identified during Phase 2 and/or Phase 3 of the 176 Level I/II
27 EOP SNY bed project not support enough Level I/II EOP SNY beds to fill up the two 44-bed
28 pods that CDCR expects to convert during Phase 2 and/or Phase 3, CDCR may house Level I/II

1 EOP GP inmates in one or both of those 44-bed pods. Defendants will not need to return to the
2 Court if this conversion is necessary; Defendants will only need to inform the Special Master and
3 Plaintiffs' counsel.

4 SO STIPULATED.

5 Dated: February 24, 2010

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


10 Dated: February 24, 2010

11 By: /s/ Jane Kahn
12 Jane Kahn
13 Rosen, Bien and Galvan
14 Attorneys for Plaintiffs

15 SO ORDERED

16 The above stipulation is the Order of this Court.

17 Dated: February 25, 2010

18 
19 LAWRENCE K. KARLTON
20 SENIOR JUDGE
21 UNITED STATES DISTRICT COURT

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