

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

RALPH COLEMAN, et al.,  
Plaintiffs,  
v.  
EDMUND G. BROWN, JR., et al.,  
Defendants.

No. 2:90-cv-0520 KJM DB P

ORDER

On July 27, 2017, the parties filed a stipulation and proposed order requesting an extension of certain deadlines set in the court’s April 19, 2017 order, ECF No. 5610. Specifically, the parties request an extension of the deadline to file an addendum to the Program Guide identifying exclusions, if any, to the Program Guide timelines for transfer to mental health crisis bed care, from July 28, 2017 to January 31, 2018; an extension of time to file the joint report required by paragraph 8 of the April 19, 2017 order, from July 28, 2017 to August 29, 2017; and a thirty-day continuance of the status conference/evidentiary hearing set for August 29, 2017. *See* ECF No. 5653 at 4-5. By minute order filed July 28, 2017, to provide the parties with certainty in the short term, the court approved the requested extension while indicating a short order would follow. ECF No. 5654.

1           The stipulation of the parties provides adequate detail to support the requested  
2 extension of the deadline for filing the report required by paragraph 8 of the April 19, 2017 order  
3 and the requested continuance of the status conference/evidentiary hearing and the approval of  
4 those requests is confirmed.

5           The stipulation of the parties does not, however, provide an adequate explanation  
6 for seeking a delay of six months to finalize and submit for approval the Program Guide  
7 addendum identifying exclusions, if any, to Program Guide timelines for transfer to mental health  
8 crisis bed care. If there is an adequate explanation for the request that has not been fully  
9 described in the stipulation filed July 27, 2017, the court will grant the parties a period of seven  
10 days in which to file a supplemental stipulation clarifying the basis for this part of their request or  
11 modifying the request to shorten the period of delay. *Cf.* ECF No. 5631 (stipulation and order  
12 governing addendum to Program Guide identifying exceptions to transfer timelines to inpatient  
13 care).

14           In accordance with the above, IT IS HEREBY ORDERED that:

15           1. Within seven days from the date of this order, the parties shall file a  
16 supplemental stipulation clarifying the basis for their request to continue until January 31, 2018  
17 the deadline for completing and submitting for review and approval an addendum to the Program  
18 Guide that identifies exceptions to the Program Guide timeline for transfers to mental health crisis  
19 beds. This paragraph notwithstanding, the parties shall continue to meet and confer weekly,  
20 either in-person or through teleconferences, under the guidance of the Special Master, consistent  
21 with the purposes described in the stipulation.

22           2. Given the parties' ongoing efforts to identify and resolve the remaining  
23 issues related to delayed transfers to mental health crisis beds, including matters the parties may  
24 be able to narrow or resolve on their own as well as refining any disputes that may remain for  
25 resolution by the court, the hearing scheduled for August 29, 2017 is CONTINUED to September  
26 29, 2017 at 10:00 a.m. in Courtroom # 3.

27           3. The deadline for filing of the joint report required by paragraph 8 on page  
28 15 of the court's April 19, 2017 order, ECF No. 5610, is CONTINUED to August 29, 2017. That

1 report shall also describe the progress of the workgroup discussions that will be ongoing in  
2 accordance with the stipulation and paragraph 1 of this order.

3 DATED: August 1, 2017.

4   
5  
6 UNITED STATES DISTRICT JUDGE  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28