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 12 IN THE UNITED STATES DISTRICT COURT
 13 FOR THE EASTERN DISTRICT OF CALIFORNIA
 14 SACRAMENTO DIVISION

<p>16 RALPH COLEMAN, et al., 17 Plaintiffs, 18 v. 19 EDMUND G. BROWN JR., et al., 20 Defendants. 21</p>	<p>2:90-cv-00520 KJM-DB (PC) STIPULATION AND ORDER ON DEFENDANTS' PLAN TO REVIEW THE ENHANCED OUTPATIENT PROGRAM POPULATION</p>
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22 On February 6, 2017, the *Coleman* Special Master submitted his report on Defendants'
 23 2017 Staffing Plan (2017 Staffing Plan). (ECF No. 5564 at 38-71.) In his report, the Special
 24 Master recommended that the Court reject Defendants' utilization-management plan to review its
 25 Enhanced Outpatient Program (EOP) inmates for appropriateness to continue in that level of care
 26 "[u]ntil such time as more information has been provided and the parties have had the opportunity
 27 to thoroughly vet the memo . . . to fully explore all options to ensure that all EOP inmates are
 28 being treated at the appropriate level of care." (ECF No. 5564 at 22.)

1 CDCR provided the Special Master and Plaintiffs' counsel a revised version of the
2 Enhanced Outpatient Review memorandum (Memorandum) on March 29, 2017. (ECF 5591 at 8.)
3 On April 21, 2017, Plaintiffs provided written comments to Defendants on the revised
4 Memorandum. On April 26, 2017, the parties met and conferred under the supervision of the
5 Special Master to refine the parameters of the review, including further revisions to the
6 Memorandum. On May 26, 2017, Defendants provided the Special Master and Plaintiffs with
7 further revisions to the Memorandum along with a form to guide clinicians in their reviews and
8 data collection. Plaintiffs provided feedback to Defendants and discussed the revised
9 Memorandum at an All Parties meeting on June 6, 2017. On June 12, 2017, Defendants provided
10 the Special Master and Plaintiffs a final revised draft of the Memorandum that incorporated the
11 Special Master and Plaintiffs' input, which was then finalized for distribution to all CDCR
12 institutions on June 26, 2017. Exhibit A is a copy of the final distributed Memorandum.

13 CDCR implemented the EOP review on July 6, 2017, beginning at Mule Creek State
14 Prison. The Special Master's team monitored the review process and Plaintiffs' counsel observed
15 the process. The process included orientation and training for local clinical supervisors and staff
16 clinicians in the use of a case-review tool. Staff then utilized the tool to review each patient at the
17 Interdisciplinary Treatment Team meetings. CDCR completed its reviews at Mule Creek State
18 Prison on July 27, 2017. Following this pilot, Defendants revised the data-collection form to
19 improve it for future use.

20 Now that Defendants have refined and implemented a pilot run of the review process, the
21 parties, with the concurrence of the Special Master, stipulate as follows:

22 1. The Defendants developed a supplemental utilization-management plan for EOP inmates
23 that addressed the Special Master's concerns as articulated in his Staffing Report, and the parties
24 are informed and believe that the Special Master no longer recommends that the Court reject
25 Defendants' proposed EOP review.

26 2. Based on the above-described process, CDCR shall proceed to implement its EOP
27 review under the June 26, 2017 Enhanced Outpatient Program Review Memorandum.

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1 3. The parties will continue to meet and confer on the review process under the supervision
2 of the Special Master, including developing a schedule to complete the EOP reviews.

3 IT IS SO STIPULATED.

4 Dated: August 22, 2017

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10 /s/ Lisa Ells
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14 **ORDER**

15 While noting that the court has yet to issue its order on the Special Master's Report on the
16 2017 Staffing Plan, the court finds the stipulation memorializing the results of the parties' efforts
17 addressing one aspect of that report appropriate to approve at this time. As provided by the
18 stipulation, IT IS SO ORDERED.

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20 DATED: August 23, 2017.

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23 _____
UNITED STATES DISTRICT JUDGE