

1 XAVIER BECERRA
 Attorney General of California
 2 MONICA N. ANDERSON
 Senior Assistant Attorney General
 3 DANIELLE F. O'BANNON
 JAY C. RUSSELL
 4 DAMON G. MCCLAIN
 Supervising Deputy Attorneys General
 5 ELISE OWENS THORN, State Bar No. 145931
 CHAD A. STEGEMAN, State Bar No. 225745
 6 TYLER V. HEATH, State Bar No. 271478
 Deputy Attorney General
 7 1300 I Street, Suite 125
 P.O. Box 944255
 8 Sacramento, CA 94244-2550
 Telephone: (916) 210-7325
 9 Fax: (916) 324-5205
 E-mail: Tyler.Heath@doj.ca.gov
 10 *Attorneys for Defendants*

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

15 **RALPH COLEMAN, et al.,**
 16
 Plaintiffs,
 17
 v.
 18
 19 **EDMUND G. BROWN JR., et al.,**
 20
 Defendants.
 21

2:90-cv-00520 KJM-DB (PC)
**STIPULATION AND ORDER
 AMENDING THE DATE FOR
 DEFENDANTS TO FILE CDCR'S
 PSYCHIATRIST VACANCY REPORT**
 Judge: The Hon. Kimberly J. Mueller

22 The parties stipulate to the following:

23 On February 14, 2018, the Court ordered defendants to file on the 15th of every month
 24 "reports identifying the psychiatrist vacancy rates at each CDCR institution and in the aggregate
 25 systemwide." (ECF No. 5786 at 4.) The reports must include the "data for psychiatrist vacancies
 26 contained in the report titled Correctional Health Care Services Mental Health Institution
 27 Vacancies: Summary by Institution by Classification." (*Id.*) The report must contain the "data
 28 for the preceding month." (*Id.*)

1 At this time Defendants are unable to provide a report with all of the information request by
2 the Court for February 2018 by March 15, 2018. Specifically, psychiatry positions are filled by
3 both civil service and registry psychiatrists. In the past, registry data was not available until a few
4 weeks after the close of the month, and not reportable by the 15th of each month. However, in
5 order to meet the Court's requirement, CDCR will collect and use non-validated registry data and
6 report it by the 15th of each month. This new process for collecting the registry data will be
7 available beginning with the March 2018 data.

8 Therefore, the Defendants seek an extension of the February 14, 2018 order's deadline to
9 file CDCR's February 2018 psychiatry staffing vacancy report identifying the psychiatrist
10 vacancy rates at each CDCR institution and in the aggregate systemwide by March 15, 2018.
11 Defendants request to file the February 2018 report by the last court day of March 2018.
12 Plaintiffs do not object to moving the deadline to file the report.

13 The Special Master has reviewed this stipulation and has no objection to Defendants filing
14 the psychiatry vacancy report due on March 15, 2018, on the last court day of March 2018.

15 IT IS SO STIPULATED.

16 Dated: March 14, 2018

/s/ Tyler V. Heath
TYLER V. HEATH
Deputy Attorney General
Attorneys for Defendants

/s/ Michael S. Nunez
MICHAEL S. NUNEZ
Attorney for Plaintiffs

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

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

ORDER

Defendants have until the last court day of March 2018 to file CDCR's February 2018 psychiatry staffing vacancy report identifying the psychiatrist vacancy rates at each CDCR institution and in the aggregate systemwide. IT IS SO ORDERED.

DATED: March 15, 2018.


UNITED STATES DISTRICT JUDGE