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

14 **RALPH COLEMAN, et al.,**
 15
 16 Plaintiffs,
 17
 18 **GAVIN NEWSOM, et al.,**
 19 Defendants.

Case No. 2:90-cv-00520 KJM-DB (PC)

**STIPULATION AND ORDER
 EXTENDING DEFENDANTS' TIME TO
 RESPOND TO PARAGRAPH 5 OF THE
 COURT'S SEPTEMBER 17, 2019 ORDER
 [ECF NO. 6288]**

Judge: The Hon. Kimberly J. Mueller

21 On September 17, 2019, the Court gave Defendants fourteen days, up to October 1, 2019, to
 22 file and serve evidence in support of their assertion that CDCR “did not modify the business rule
 23 timely psychiatry contacts conducted for patients in the ASU EOP Hub program” and their
 24 corresponding assertion that they “no longer need[] to resubmit the five ASU EOP Hub
 25 certification letters” they represented were based on the “every calendar month, not to exceed 45
 26 days” definition. (ECF No. 6288 at 4.)

27 Defendants cannot meet the Court’s October 1, 2019 deadline because the person most
 28 knowledgeable with the information required to respond to the request for evidence is out of the

1 country on vacation. The CDCR employee who has personal knowledge to support Defendants'
2 assertion that CDCR did not modify the business rule regarding timely psychiatry contacts
3 conducted for patients in the Administrative Segregation Unit Enhanced Outpatient Program hub
4 programs, David Leidner, has been on vacation since September 5, 2019. Defendants cannot
5 meet paragraph 5 of the Court's September 17, 2019 order until Dr. Leidner returns from vacation
6 and has an opportunity to compile the data and information requested by the Court.

7 The parties met and conferred and Plaintiffs agree to extend the time for Defendants to
8 respond to paragraph 5 of the Court's September 17, 2019 order to October 10, 2019.

9 **IT IS SO STIPULATED.**

10 Dated: October 1, 2019

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13 *Elise Owens Thorn*
14 ELISE OWENS THORN
15 Deputy Attorney General
16 *Attorneys for Defendants*

17 Dated: October 1, 2019

ROSEN BIEN GALVAN & GRUNFELD LLP

18 *Cara Trapani*
19 CARA TRAPANI
20 *Attorneys for Plaintiffs*

21 **IT IS SO ORDERED.**

22 Dated: October 3, 2019.

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UNITED STATES DISTRICT JUDGE