

1 CLAUDIA CENTER – 158255
 2 AMERICAN CIVIL LIBERTIES UNION
 3 FOUNDATION
 4 DISABILITY RIGHTS PROGRAM
 5 39 Drumm Street
 6 San Francisco, California 94111
 7 Telephone: (415) 343-0770
 8 Facsimile: (415) 395-0950
 9 Email: ccenter@aclu.org

Kamala D. Harris
 Attorney General of California
 Jay C. Russell - 122626
 Supervising Deputy Attorney General
 OFFICE OF THE ATTORNEY GENERAL
 455 Golden Gate Avenue, Suite 11000
 San Francisco, California 94102
 Telephone: (415) 703-5717
 Facsimile: (415) 703-5843
 Email: jay.russell@doj.ca.gov

6 MICHAEL W. BIEN – 096891
 7 ERNEST GALVAN – 196065
 8 BLAKE THOMPSON – 255600
 9 ROSEN BIEN GALVAN &
 10 GRUNFELD LLP
 11 315 Montgomery Street, Tenth Floor
 12 San Francisco, California 94104-1823
 13 Telephone: (415) 433-6830
 14 Facsimile: (415) 433-7104
 15 Email: mbien@rbgg.com
 16 egalvan@rbgg.com
 17 bthompson@rbgg.com

Attorneys for Defendants

Attorneys for Plaintiffs

15 UNITED STATES DISTRICT COURT
 16 EASTERN DISTRICT OF CALIFORNIA,
 17 SACRAMENTO DIVISION

19 ROBERT HECKER, et al.,
 20 Plaintiffs,
 21 v.
 22 CALIFORNIA DEPARTMENT OF
 23 CORRECTIONS AND REHABILITATION,
 24 et al.,
 25 Defendants.

Case No. 2:05-CV-02441 KJM DAD (PC)

**STIPULATION AND [PROPOSED]
 ORDER GRANTING LEAVE TO FILE
 PROPOSED ORDER ON JOINT
 MOTION FOR FINAL APPROVAL OF
 SETTLEMENT**

Judge: Hon. Kimberly J. Mueller

Trial Date: Not Set

1 On August 7, 2014, this Court granted preliminary approval of a settlement in this
2 action. ECF No. 125. The Court also ordered that a Final Fairness Hearing shall be held
3 at 10:00 a.m. on Friday, December 5, 2014, to determine whether the settlement should be
4 granted final approval, further ordering that any briefing from the parties in advance of that
5 hearing be filed no later than November 21, 2014. *Id.* at 2-3.

6 The parties filed their Joint Motion for Final Approval of Settlement on November
7 21. Because the parties had not agreed on language for a proposed order to accompany
8 that motion, Plaintiffs and Defendants each submitted versions of proposed orders.

9 After further discussions, the parties have now mutually agreed on language for a
10 proposed order, a copy of which is attached to this Stipulation. Accordingly, the parties
11 seek leave to file this joint proposed order as part of the pending Joint Motion for Final
12 Approval of Settlement.

13 Dated: November 24, 2014

AMERICAN CIVIL LIBERTIES
FOUNDATION – DISABILITY RIGHTS
PROGRAM

14
15 /s/ Claudia Center

16 Claudia Center

17 Dated: November 24, 2014

ROSEN BIEN
GALVAN & GRUNFELD LLP

18
19 /s/ Blake Thompson

20 Michael W. Bien
Ernest Galvan
Blake Thompson

21
22 Attorneys for Plaintiffs

23 Dated: November 24, 2014

OFFICE OF THE ATTORNEY
GENERAL

24
25 /s/ Jay C. Russell

26 Jay C. Russell

27 Attorneys for Defendants
28

ORDER

Upon reading and considering the parties' stipulation, IT IS SO ORDERED. The parties are granted leave to file the Joint [Proposed] Order Granting Final Approval of Settlement submitted with this Stipulation and Order. It is deemed filed and shall accompany the parties Joint Motion for Final Approval of Settlement.

DATED: December 3, 2014.


UNITED STATES DISTRICT JUDGE