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Attorneys for Plaintiffs

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17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**
19

20 MARCIANO PLATA, et al.,

21 Plaintiffs,

22 v.

23 GAVIN NEWSOM, et al.,

24 Defendants.
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CASE NO. 01-1351 JST

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING EXTENSION
OF DEADLINE TO SUBMIT
STIPULATED OR PROPOSED
ORDERS MANDATING RESERVED
SPACE FOR ISOLATION AND
QUARANTINE FOR COVID-19
OUTBREAKS (ECF NO. 3381)**

1 At the case management conference on July 6, 2020, the Court discussed with the
2 parties whether it should order Defendants to set aside sufficient space at each institution
3 for use in the event of a COVID-19 outbreak to isolate or quarantine patients. On July 7,
4 2020, the Court ordered the parties to either submit a joint stipulation or separate versions
5 of a proposed order on the above topic by Monday, July 13, 2020. (ECF No. 3381.) If the
6 parties submit separate versions of a proposed order, the Court's July 7 order requires them
7 to file simultaneous oppositions to each other's proposed orders by Friday, July 17, 2020.
8 (*Id.*) The Court also ordered the parties and the Receiver to meet and confer regarding the
9 elements they believe an order should include. (*Id.*)

10 On July 8, 2020, the Receiver provided the parties with a draft methodology for
11 determining space needs for the institutions in the event of an outbreak of COVID-19. On
12 July 9, the Receiver provided a document demonstrating the application of the
13 methodology to a single prison. The parties met with the Receiver on July 9, 2020, to seek
14 clarification about these documents and to provide comments. The Receiver sent a revised
15 version of the methodology document and a new document demonstrating the application
16 of the methodology to each institution at about 12:30 p.m., Saturday, July 11, 2020.
17 Plaintiff and Defendants met and conferred on Saturday at 3:00 p.m. and agreed that
18 additional time was needed; Defendants' counsel had not yet been able to receive
19 information from their clients and expert(s), and both parties agreed that additional
20 information from the Receiver would be helpful before they can submit any proposed
21 orders. Per the parties' request, the Receiver scheduled a call for Monday, July 13, 2020,
22 at 2:00 p.m., to answer the parties' follow-up questions about the new documents that were
23 provided on Saturday.

24 Plaintiffs and Defendants therefore enter into the following Stipulation and jointly
25 request the Court to approve this Stipulation:
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1 1. The deadline for the parties to submit a stipulated proposed order or separate
2 versions of a proposed order on the topics identified in the Court’s July 7 order (ECF No.
3 3381) is extended to July 15, 2020.

4 2. If the parties submit separate versions of a proposed order, the deadline to
5 file simultaneous oppositions to each other’s proposed orders is extended to July 20, 2020.

6 DATED: July 12, 2020

XAVIER BECERRA
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By: /s/ Damon McClain
DAMON MCCLAIN
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Attorneys for Defendants

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DATED: July 12, 2020

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By: /s/ Paul B. Mello
PAUL B. MELLO
SAMANTHA D. WOLFF
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DATED: July 12, 2020

PRISON LAW OFFICE

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By: /s/ Steven Fama
STEVEN FAMA
Attorney for Plaintiffs

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