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12 **UNITED STATES DISTRICT COURT**  
13 **EASTERN DISTRICT OF CALIFORNIA**  
14 **SACRAMENTO DIVISION**

17 LORENZO MAYS, RICKY  
18 RICHARDSON, JENNIFER  
19 BOTHUN, ARMANI LEE, and  
20 LEERTESE BEIRGE on behalf of  
21 themselves and all others similarly  
22 situated,

23 **Plaintiffs,**

24 v.

25 **COUNTY OF SACRAMENTO,**

26 **Defendant.**

Case No. 2:18-cv-02081 TLN KJN

**CLASS ACTION**

**[PROPOSED] ORDER**

Judge: Hon. Kendall J. Newman

Complaint Filed: July 31, 2018

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1 On April 27, 2020, the parties filed a Stipulation informing the Court that, in  
2 light of the disruption to operations in the Sacramento County Jail facilities (the  
3 “Jail”) caused by the COVID-19 pandemic, the parties agreed to postpone scheduled  
4 on-site monitoring visits by the Court Experts and Plaintiffs’ counsel. The Court  
5 granted the request to extend the deadlines and directed the parties to file a status  
6 report on or before June 24, 2020. Dkt. 119.

7 On June 24, 2020, the parties filed a Joint Status Report, in which they  
8 proposed a modified schedule for the Court Experts’ first Remedial Plan monitoring  
9 reports, such that these reports would be submitted to the Court no later than October  
10 28, 2020. On June 26, 2020, the Court issued an order approving the modified  
11 schedule. Dkt. 121.

12 The parties have now submitted a Status Report and Stipulation on Court  
13 Expert Monitoring Reports, informing the Court about their agreement for the Court  
14 Experts on medical and mental health care to complete reports specifically related to  
15 COVID-19 and about one medical expert’s resignation from the position of Court  
16 Expert. In light of these developments, the parties have proposed further  
17 modifications to the timeline and parameters for completion of the Court Experts’  
18 monitoring reports.

19 Having considered the parties’ Status Report and Stipulation, and good cause  
20 appearing, it is hereby ordered that:

21 **1. COVID-19 Jail Assessment Reports**

- 22 a) The Court Experts will prepare a draft written report on COVID-19  
23 issues at the Jail no later than **October 16, 2020**.
- 24 b) The parties will provide written comments or objections to the Court  
25 Experts’ draft reports no later than **October 21, 2020**.
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1 c) The Court Experts will issue their final reports no later than **October**  
2 **26, 2020**. The parties will promptly file a Joint Status Report  
3 appending the final reports.

4 **2. First Remedial Plan Monitoring Reports**

5 a) The Court Experts will prepare a draft written report on Defendant's  
6 efforts to meet the terms of the Consent Decree, as set forth in the  
7 Court's Order re: Joint Request for Appointment of Court Experts  
8 (Dkt. 117, ¶ 4) no later than **December 16, 2020**.

9 b) The parties will provide written comments or objections to the Court  
10 Experts' draft reports no later than **December 30, 2020**.

11 c) The Court Experts will issue their final reports no later than **January**  
12 **20, 2021**. The parties will promptly file a Joint Status Report  
13 appending the final reports.

14 3. Where there is a conflict between the aforementioned provisions and the  
15 provisions in the Court's Order re: Joint Request for Appointment of Court  
16 Experts (Dkt. 117), the provisions set forth above shall control for purposes  
17 of the first Remedial Plan monitoring report. All other provisions in the  
18 Court's previous orders remain in effect.

19 4. Absent further court order, the monitoring and reporting provisions set forth  
20 in the Consent Decree and the Court's Order re: Joint Request for  
21 Appointment of Court Experts (Dkt. 117) will apply to all monitoring after  
22 completion of the first Remedial Plan monitoring reports.

23 5. Plaintiffs' counsel, consistent with their monitoring authority under the  
24 Consent Decree and their role in reporting on Defendant's compliance with  
25 the components of the Remedial Plan pertaining to restrictive housing,  
26 ADA/disability, and discipline and use of force for people with mental  
27 health and intellectual disabilities (Consent Decree ¶¶ 23-24), will complete  
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1 and submit their first report on or before **January 20, 2021**. The report will  
2 contain analysis regarding the seven class members who submitted letters to  
3 the Court about their experiences in restrictive housing, as the Court has  
4 directed (Dkt. 122).

- 5 6. Defendant will complete and file its first status report on its progress toward  
6 compliance with the Consent Decree, as consistent with Paragraph 12 of the  
7 Consent Decree, no later than **October 5, 2020**.

8 **IT IS SO ORDERED.**

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10 Dated: October 6, 2020

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14 KENDALL J. NEWMAN  
15 UNITED STATES MAGISTRATE JUDGE  
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