

1 ERNEST GALVAN – 196065  
KARA J. JANSSEN – 274762  
2 ADRIENNE SPIEGEL – 330482  
LUMA KHABBAZ – 351492  
3 ROSEN BIEN  
GALVAN & GRUNFELD LLP  
4 101 Mission Street, Sixth Floor  
San Francisco, California 94105-1738  
5 Telephone: (415) 433-6830  
Email: egalvan@rbgg.com  
6 kjanssen@rbgg.com  
aspiegel@rbgg.com  
7 lkhabbaz@rbgg.com

8 SUSAN M. BEATY – 324048  
CALIFORNIA COLLABORATIVE FOR  
9 IMMIGRANT JUSTICE  
1999 Harrison Street, Suite 1800  
10 Oakland, California 94612-4700  
Telephone: (510) 679-3674  
11 Email: susan@ccijustice.org

12 AMARIS MONTES\*  
Md. Bar No. 2112150205  
13 MIRIAM R. NEMETH\*  
D.C. Bar No. 2112150205  
14 RIGHTS BEHIND BARS  
416 Florida Avenue N.W. #26152  
15 Washington, D.C. 20001-0506  
Telephone: (202) 455-4399  
16 Email: amaris@rightsbehindbars.org  
miriam@rightsbehindbars.org

17 \* Admitted *pro hac vice*

18 Attorneys for Plaintiffs

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

22 CALIFORNIA COALITION FOR WOMEN  
PRISONERS et al.,

23 Plaintiffs,

24 v.

25 UNITED STATES OF AMERICA FEDERAL  
BUREAU OF PRISONS et al.,

26 Defendants.

STEPHEN S. CHA-KIM\*  
N.Y. Bar No. 4979357  
ARNOLD & PORTER KAYE SCHOLER LLP  
250 West 55th Street  
New York, New York 10019-9710  
Telephone: (212) 836-8000  
Email: stephen.cha-kim@arnoldporter.com

CARSON D. ANDERSON – 317308  
ARNOLD & PORTER KAYE SCHOLER LLP  
3000 El Camino Real  
Five Palo Alto Square, Suite 500  
Palo Alto, California 94306-3807  
Telephone: (650) 319-4500  
Email: carson.anderson@arnoldporter.com

NATALIE STEIERT\*  
D.C. Bar No. 90010655  
ARNOLD & PORTER KAYE SCHOLER LLP  
601 Massachusetts Avenue, N.W.  
Washington, D.C. 20001-3743  
Telephone: (202) 942-5000  
Email: natalie.steiert@arnoldporter.com

Case No. 4:23-cv-04155-YGR

**SUPPLEMENTAL JOINT  
STATEMENT REGARDING  
PROPOSED CONSENT DECREE**

Judge: Hon. Yvonne Gonzalez Rogers

## INTRODUCTION

The parties file this joint statement pursuant to the Court's order following the hearing on Plaintiffs' Motion for Preliminary Approval of the Consent Decree to update the Court on the Special Master's role and budget plan. *See* ECF No. 441. The parties have met and conferred multiple times and have made progress on a number of issues, as detailed below. As some of these issues are not yet fully resolved and require additional discussion, the parties request leave to file an additional update on January 31, 2025.

### A. STATUS OF DISCUSSIONS

The parties have had numerous meetings over the past month with Senior Monitor Still and her attorney Mary McNamara to discuss the plan for monitoring and the budget. These meetings occurred on December 19, 2024; January 8, 2025; January 14, 2025; and January 21, 2025. The parties plan to meet again with the Senior Monitor on January 28, 2025. The current status of these discussions is as follows.

#### 1. Senior Monitor Budget and Role

##### (a) Billing Practices

In terms of the Senior Monitor's billing practices, the parties discussed the level of specificity needed for each line item billed and agreed that the Senior Monitor will bill any conversation with BOP staff that exceeds 15 minutes with sufficient detail by person and amount of time to enable BOP to assess workload on BOP staff and needed resources and any activities performed and billed in a block of time will include sufficient detail to describe the work being performed.

Once billings are submitted, BOP will have seven days to raise any questions related to the billings and then process then invoice. Senior Monitor Still will make every effort to submit billings by the 14th of the month.

##### (b) Composition of Monitoring Team

The parties have also made progress finalizing the composition of the Senior Monitor's monitoring team and intends to provide two project management plans to the parties by January 27, 2025. One plan will identify all tasks and reports, reporting timelines, and the

1 responsible BOP party and monitoring team members required by the proposed consent decree to  
 2 assess compliance. BOP has agreed to provide the monitoring team with information regarding  
 3 who the responsible person on BOP's end will be to include in the plan. The second plan will  
 4 identify what information the monitoring team needs from BOP in order for the monitoring team  
 5 to assess compliance with the consent decree requirements as well as how the Senior Monitor and  
 6 monitoring team will manage and comply with the proposed consent decree requirements,  
 7 including tasks, timelines, and what team member is responsible. Class Counsel and Defendants  
 8 will then review this information and provide any relevant updates to the Court as part of the  
 9 parties January 31, 2025 supplemental filing.

## 10 **2. Proposed Budget for Two Year Monitoring Term**

11 Senior Monitor Still provided the parties with a proposed budget summary on January 21,  
 12 2025. The summary includes a summary of annual hourly billing and estimated per diem  
 13 expenses including for traveling to prisons for in-person visits. It also includes a description of the  
 14 methodology used to create the budget. The Bureau of Prisons is in the process of reviewing the  
 15 budget and billing plan and the parties intend to further discuss the plan during the upcoming meet  
 16 and confer on January 28, 2025.

## 17 **B. Class Definition**

18 Defendants provided Plaintiffs with a list of all people who were incarcerated at FCI  
 19 Dublin between the filing of Complaint in this action and the Court's order certifying a class under  
 20 Rule 23(b)(2). Plaintiffs are reviewing this list which indicates there are approximately 59  
 21 individuals who were housed at FCI Dublin following the filing of this matter, were transferred  
 22 prior to class certification in March of 2024, and remain in custody. The parties will have  
 23 a more fulsome update regarding the definition of the settlement class by January 31, 2025.

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1 Pursuant to Local Rule 5-1(i)(3) the filer hereby attests that all signatories have concurred  
2 in the filing of this document.

3  
4 DATED: January 24, 2025

Respectfully submitted,

5 ROSEN BIEN GALVAN & GRUNFELD LLP

6  
7 By: /s/ Kara Janssen

8 Kara Janssen

9 Attorneys for Plaintiffs

10 DATED: January 24, 2025

JESSE A. LASLOVICH  
11 United States Attorney

12  
13 By: /s/ Madison Mattioli

14 MADISON L. MATTIOLI

15 ABBIE J.N. CZIOK

16 MARK STEGER SMITH

TIMOTHY A. TATARKA

17 Assistant U.S. Attorneys

18 Attorneys for Federal Defendants  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28