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10 IN THE UNITED STATES DISTRICT COURTS
11 FOR THE EASTERN DISTRICT OF CALIFORNIA
12 AND THE NORTHERN DISTRICT OF CALIFORNIA
13 UNITED STATES DISTRICT COURT COMPOSED OF THREE JUDGES
14 PURSUANT TO SECTION 2284, TITLE 28 UNITED STATES CODE

15 **RALPH COLEMAN, et al.,**
16 Plaintiffs,
17 v.
18 **EDMUND G. BROWN JR., et al.,**
19 Defendants.
20

2:90-cv-00520 KJM DAD PC
THREE-JUDGE COURT

21 **MARCIANO PLATA, et al.,**
22 Plaintiffs,
23 v.
24 **EDMUND G. BROWN JR., et al.,**
25 Defendants.
26

C01-1351 TEH
THREE-JUDGE COURT
**STIPULATION AND ~~PROPOSED~~
ORDER IN RESPONSE TO
NOVEMBER 14, 2014 ORDER**

1 **STIPULATION**

2 In its November 14, 2014 Order, the Three-Judge Court ordered the parties to meet-and-
3 confer regarding Plaintiffs’ requests for Defendants to (1) expand 2-for-1 credits for minimum
4 custody inmates who are ineligible for fire camps; and (2) expand credit earning from 20% to
5 33.3% for all non-violent second-strike offenders, including those with a prior sex offense.

6 The parties, with the assistance of the Compliance Officer, met and conferred and
7 stipulate and agree to the following:

8 1. Starting January 1, 2015, Defendants shall expand 2-for-1 credits to all inmates
9 designated as Minimum Custody A or Minimum Custody B pursuant to Cal. Code of Regs tit. 15,
10 sec. 3377.1 who are currently eligible to earn day-for-day credits (50%). This new credit measure
11 will be applied prospectively. This agreement will allow inmates to continue participating in fire
12 camps, where they live and work outside the secure perimeter of prisons and can obtain valuable
13 skills and training that will prepare them for reentry into society.

14 2. Plaintiffs withdraw their demand that CDCR expand 33.3% credit earnings to all
15 non-violent second strike offenders, including those who have to register under Penal Code
16 section 290.

17 3. The parties’ agreement resolves all outstanding issues raised in Plaintiffs’ Motion
18 for Further Enforcement Order, filed September 16, 2014, that were the subject of the court-
19 ordered meet-and-confer.

20
21 Dated: December 12, 2014

KAMALA D. HARRIS
Attorney General of California

22
23 By: /s/ Patrick R. McKinney
PATRICK R. MCKINNEY
24 Supervising Deputy Attorney General
Attorneys for Defendants

25 Dated: December 12, 2014

HANSON BRIDGETT LLP

26 By: /s/ Paul B. Mello
27 PAUL B. MELLO
Attorneys for Defendants
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Dated: December 12, 2014

PRISON LAW OFFICE

BY: /s/ *Donald Specter* (as authorized
12/12/14)
DONALD SPECTER
Attorneys for Plaintiffs

Dated: December 12, 2014


ROSEN BIEN GALVAN & GRUNFELD LLP
BY: /s/ *Michael W. Bien* (as authorized
12/12/14)
MICHAEL W. BIEN
Attorneys for Plaintiffs

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~~PROPOSED~~ ORDER

Pursuant to the foregoing stipulation, IT IS SO ORDERED.


Dated: 12/19/14


STEPHEN REINHARDT
UNITED STATES CIRCUIT JUDGE
NINTH CIRCUIT COURT OF APPEALS

Dated: 12/19/14


THELTON E. HENDERSON
SENIOR UNITED STATES DISTRICT JUDGE
NORTHERN DISTRICT OF CALIFORNIA

Dated: 12/19/14


KIMBERLY J. MUELLER
UNITED STATES DISTRICT JUDGE
EASTERN DISTRICT OF CALIFORNIA