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

13 RALPH COLEMAN, et al.,
14 Plaintiffs,
15 v.
16 GAVIN NEWSOM, et al.,
17 Defendants.

Case No. 2:90-CV-00520-KJM-DB
THREE JUDGE COURT

18 MARCIANO PLATA, et al.,
19 Plaintiffs,
20 v.
21 GAVIN NEWSOM,
22 Defendants.

Case No. C01-1351 JST
THREE JUDGE COURT
**DECLARATION OF MEGAN LYNCH
IN SUPPORT OF PLAINTIFFS’
EMERGENCY MOTION**

1 6. The table below shows the number of people in Joshua Hall with each DPP
2 code.

DPP Code	Number of people with the DPP code
DPW	10
DPO	19
DPM	48
DNM	2
DPV	4
DNV	2
DNH	31
DPS	1

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10 7. On March 24, 2020, I reviewed medical records for the 86 people with DPP
11 codes living in Joshua Hall. I determined each person’s age by using the “Encounter
12 Search” function in the electronic health record system (“EHRS”).

13 8. The age of people with DPP codes living in Joshua Hall ranged from 32 to
14 89. Twenty-eight people are aged 60-69. Twenty-seven people are aged 70-79. Seven
15 people are aged 80-89.

16 9. I randomly selected six people living in Joshua Hall from the Roster and
17 reviewed their medical records. I used the “Diagnosis & Problems” tab in the EHRS to
18 identify what conditions each person has been diagnosed with. These six people have
19 diagnoses and problems including diabetes, hypertension, hyperlipidemia, renal masses,
20 atrial fibrillation, chronic kidney disease, chronic obstructive pulmonary disease, hepatitis
21 C, hypothyroidism, hepatic fibrosis, unspecified systolic (congestive) heart failure, and
22 HIV.

23 **California Institution for Men - Elm Hall**

24 10. I counted the number of people on the Roster identified with DPP codes at
25 CIM in Elm Hall, a dormitory housing unit on Facility D.

26 11. In Elm Hall there are 122 people with DPP codes. Some of those people
27 have more than one type of disability and DPP code.

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1 12. The table below shows the number of people in Elm Hall with each DPP
 2 code.

DPP Code	Number of people with the DPP code
DPW	10
DPO	17
DPM	34
DLT	24
DNM	14
DPV	7
DPH	7
DNH	25
DPS	1

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 11 13. On March 24, 2020, I reviewed medical records for the 122 people with DPP
 12 codes living in Elm Hall. I determined each person’s age by using the “Encounter Search”
 13 function in the electronic health record system (“EHR”).

14 14. The age of people with DPP codes living in Elm Hall ranged from 26 to 78.
 15 33 people are aged 60-69. 12 people are aged 70-78.

16 15. I randomly selected six people living in Elm Hall from the Roster and
 17 reviewed their medical records. I used the “Diagnosis & Problems” tab in the EHR to
 18 identify what conditions each person has been diagnosed with. These six people have
 19 diagnoses and problems including asthma, dyslipidemia, fibrosis of liver, hypertension,
 20 seizures, advanced cirrhosis of liver, diabetes, hyperlipidemia, cirrhosis of liver, presence
 21 of automatic (implantable) cardiac defibrillator, ANA positive, cardiomyopathy,
 22 hypothyroid, disorder of lipoprotein metabolism, presence of coronary angioplasty implant
 23 and graft, ventricular fibrillation, unspecified viral hepatitis B without hepatic coma,
 24 chronic viral hepatitis C, and liver disease unspecified.

25 **California Medical Facility (“CMF”) – Dormitory J1**

26 16. I counted the number of people on the Roster identified with DPP codes at
 27 CMF in J-1, a dormitory housing unit.

1 17. In J-1 there are 76 people with DPP codes. Some of those people have more
2 than one type of disability and DPP code.

3 18. The table below shows the number of people in J-1 with each DPP code.

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DPP Code	Number of people with the DPP code
DPO	19
DPM	33
DLT	14
DNM	7
DPV	2
DNV	1
DPH	1
DNH	8

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11 19. On March 24, 2020, I reviewed medical records for the 76 people with DPP
12 codes living in J-1. I determined each person's age by using the "Encounter Search"
13 function in the electronic health record system ("EHRS").

14 20. The age of people with DPP codes living in J-1 ranged from 42 to 79. 35
15 people are aged 60-69. 12 people are aged 70-79.

16 21. I randomly selected six people living in J-1 from the Roster and reviewed
17 their medical records. I used the "Diagnosis & Problems" tab in the EHRS to identify what
18 conditions each person has been diagnosed with. These six people have diagnoses and
19 problems including diabetes, hyperkalemia, unspecified sequelae of cerebral infarction,
20 hypertension, hyperlipidemia unspecified, unspecified atrial fibrillation, presence of
21 automatic (implantable) cardiac defibrillator, atherosclerotic heart disease of native
22 coronary artery without angina pectoris, disorder involving immune mechanism
23 unspecified, presence of cardiac pacemaker, and nonrheumatic aortic (valve) stenosis.

24 **Monitoring Tours and Photographs**

25 **California Institution for Men, March 2019, October 2019**

26 22. On March 11 – 14, 2019, and October 28 – 31, 2019, I participated in
27 monitoring tours of CIM, along with attorneys employed by the PLO.

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1 23. During the monitoring tours, I walked through and observed the living areas
2 in all housing units currently occupied by incarcerated people on Facility D at CIM and
3 directed CIM staff members to take photographs throughout the facility, including inside
4 the housing units. Other attorneys on my team walked through and observed living areas
5 for incarcerated people on Facilities A and B at CIM and similarly directed CIM staff
6 members to take photographs throughout the institution.

7 24. Following the monitoring tours, we received copies of the photographs
8 produced by Defendants in PDF format.

9 25. Attached hereto as **Exhibit A**, is a true and correct copy of 20 photographs
10 taken by CIM staff members as directed by PLO staff members. 10 photos were taken
11 during the March 2019 monitoring tour, and 10 additional photos were taken during the
12 October 2019 monitoring tour.

13 26. In addition, during the monitoring tour in March 2019, I measured the space
14 next to 15 beds in Elm Hall on Facility D at CIM. The distance between the beds ranged
15 from 30” to 40”. I did not measure the distance between the other beds in Elm Hall, but it
16 appeared to me that all the beds were approximately the same distance apart. I saw that the
17 dormitory was crowded, and that people’s belongings were stored in every open space
18 around the beds and in the walkway between the rows of beds. I saw that people had very
19 little space to move without coming into contact with other individuals or their belongings.

20 27. During the monitoring tour in October 2019, I was told by the regularly
21 assigned correctional officer in Elm Hall that no changes had been made to the distance
22 between beds in Elm Hall.

23 **California Medical Facility, April 2019, November 2019**

24 28. On April 9-11, 2019, and November 19-21, 2019, PLO staff members
25 participated in monitoring tours of CMF.

26 29. During the monitoring tours, CMF staff members, as directed by PLO
27 investigator Amber Norris and staff attorney Thomas Nosewicz, took photographs
28 throughout the institution.

1 30. Following the monitoring tours, we received copies of the photographs
2 produced by Defendants in PDF format.

3 31. Attached hereto as **Exhibit B**, is a true and correct copy of 14 photographs
4 taken by CMF staff members as directed by PLO staff members. Eight photos were taken
5 during the April 2019 monitoring tour, and six additional photos were taken during the
6 November 2019 monitoring tour.

7 **Substance Abuse Treatment Facility and State Prison, Corcoran (“SATF”),**
8 **March 2017, April 2019, June 2019**

9 32. On March 27-30, 2017, April 15-18, 2019, and June 18-20, 2019 PLO staff
10 members participated in monitoring tours of SATF.

11 33. During the monitoring tour in March 2017, SATF staff members, as directed
12 by PLO investigator Amber Norris and staff attorney Rita Lomio, took photographs
13 throughout the institution.

14 34. During the monitoring tours in April and June 2019, SATF staff members, as
15 directed by PLO investigator Tania Amarillas and staff attorney Rita Lomio, took
16 photographs throughout the institution.

17 35. Following the monitoring tours, we received copies of the photographs
18 produced by Defendants in PDF format.

19 36. Attached hereto as **Exhibit C**, is a true and correct copy of three photographs
20 taken by SATF staff members as directed by PLO staff members. One photo was taken
21 during each of the three monitoring tours.

22 **Central California Women’s Facility (“CCWF”), September 2017**

23 37. On September 6-8, 2017, PLO staff members participated in a monitoring
24 tour of CCWF.

25 38. During the monitoring tour, CCWF staff members, as directed by PLO
26 investigator Amber Norris and staff attorney Corene Kendrick, took photographs
27 throughout the institution.

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1 39. Following the monitoring tour, we received copies of the photographs
2 produced by Defendants in PDF format. Attached hereto as **Exhibit D**, is a true and
3 correct copy of one photograph taken by CCWF staff members as directed by PLO staff
4 members.

5 I declare under penalty of perjury under the laws of the United States of America
6 that the foregoing is true and correct, and that this declaration is executed at Berkeley,
7 California this 25th day of March, 2020.

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/s/ Megan Lynch
MEGAN LYNCH

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