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IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

MARCIANO PLATA, et al.,

Plaintiffs,

v.

GAVIN NEWSOM, et al.,

Defendants

No. C-01-1351 JST

**DECLARATION OF MEGAN LYNCH IN
SUPPORT OF EMERGENCY MOTION**

1 I, Megan Lynch, declare as follows

2 1. I am an investigator at the Prison Law Office, counsel of record in *Plata v.*
3 *Newsom*. I am also assigned to work on *Armstrong v. Newsom*. I have personal knowledge of
4 the facts set forth herein, and if called as a witness, I could competently so testify. I make this
5 declaration in support of Plaintiffs' Emergency Motion Regarding Prevention and Management
6 of COVID-19.

7 **California Institution for Men ("CIM") – Joshua Hall**

8 2. On April 7, 2020, I reviewed the "Disability Inmate Roster" ("Roster"), a report
9 generated and produced by *Armstrong* Defendants monthly. I reviewed the March 2020 Roster,
10 run on March 2, 2020, and the April 2020 Roster, run on April 2, 2020. I regularly review these
11 reports as part of my duties as an *Armstrong* investigator.

12 3. The Roster lists all persons identified by the California Department of
13 Corrections and Rehabilitation ("CDCR") with a Disability Placement Program ("DPP") code at
14 all CDCR institutions. DPP codes indicate someone's specific disability. Disability categories
15 that the CDCR tracks include mobility, vision, hearing, speech, dialysis, and learning. Not all
16 people with disabilities are identified with DPP codes. For example, people who have upper
17 extremity mobility disabilities are not tracked by the CDCR with a DPP code.

18 4. I counted the number of people on the April 2020 Roster identified with DPP
19 codes at CIM in Joshua Hall, a dormitory housing unit on Facility A. There were 87 people with
20 DPP codes in Joshua Hall as of April 2, 2020.

21 5. I compared the March 2020 Roster to the April 2020 Roster. I identified anyone
22 in Joshua Hall who appeared on the April Roster, but did not appear on the March Roster. There
23 were six people who appeared on the April Roster who did not appear on the March Roster.

24 6. According to the April 2020 Roster, five of the six new people on the Roster
25 have significant mobility disabilities, including three who use wheelchairs. The sixth person is
26 blind or severely visually impaired.

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