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18 **UNITED STATES DISTRICT COURT**  
19 **NORTHERN DISTRICT OF CALIFORNIA**  
20 **OAKLAND DIVISION**

22 MARCIANO PLATA, et al.,

23 Plaintiffs,

24 v.

25 GAVIN NEWSOM, et al.,

26 Defendants.  
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CASE NO. 01-1351 JST

**STIPULATION AND ~~PROPOSED~~  
ORDER MODIFYING COURT  
ORDER (ECF NO. 3492) RE: STAFF  
NON-COMPLIANCE**

Judge: Hon. Jon S. Tigar  
Crtrm.: 6, 2nd Floor

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2 IT IS HEREBY stipulated between Plaintiffs and Defendants, though their  
3 respective counsels of record, as follows:

- 4 1. On November 20, 2020, the Court Ordered that Defendants shall produce to  
5 Plaintiffs and the Receiver biweekly (every two weeks) reports regarding  
6 staff noncompliance with face covering and physical distancing  
7 requirements as outlined in CDCR's October 27, 2020 Memorandum for  
8 each of the 35 prisons. (ECF No. 3492.) At a minimum, each report shall  
9 include: (a) the classification of each staff person who failed to comply with  
10 CDCR's October 27, 2020 Memorandum regarding face covering and  
11 physical distancing requirements, including whether it is a repeat offense;  
12 (b) the institution and unit where the violation occurred; (c) a summary of  
13 the specific violation, including date; and (d) a summary of the action taken,  
14 if any, by CDCR in response to the violation as of the date of the production  
15 of the report. (*Id.*)  
16 2. Plaintiffs and Defendants agree that production of these staff  
17 noncompliance reports on a monthly basis is sufficient for purposes of  
18 tracking and monitoring, and hereby stipulate that ECF No. 3492 be  
19 modified accordingly.. The next report shall be due on or before June 30,  
20 2021, and subsequent reports shall be provided on or before the last  
21 Wednesday of each month thereafter.

22 IT IS SO STIPULATED.  
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1 DATED: June 9, 2021

HANSON BRIDGETT LLP

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By: /s/ Paul B. Mello

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PAUL B. MELLO

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Attorneys for Defendants

10 DATED: June 9, 2021

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By: /s/ Ryan Gille

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DATED: June 9, 2021

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By: /s/ Steven Fama

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STEVEN FAMA

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ALISON HARDY

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SARA NORMAN

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SOPHIE HART

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RANA ANABTAWI

Attorneys for Plaintiffs

IT IS SO ORDERED.

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Dated: June 9, 2021

