

NOTICE OF MENTAL HEALTH SETTLEMENT AGREEMENT

Darryl Dunsmore et al. v. San Diego County Sheriff's Department, et al.;
S.D. Cal. No. 3:20-cv-00406-AJB-DDL

The *Dunsmore* case is a federal class action about the conditions in the San Diego County Jail. This notice discusses the settlement of the mental health claim in that case (“**Settlement Agreement**”).

This lawsuit seeks changes at the jail facilities related to 8 claims for relief, including a claim under the U.S. and California Constitutions for failure to provide adequate mental health care. In 2023, the district court certified a class that includes anyone at any San Diego County Jail facility.

Defendants County of San Diego and the Sheriff's Office have agreed to settle Plaintiffs' mental health claim in the case. The Settlement Agreement relates only to this claim. Defendants previously agreed to settle the American with Disabilities Act (“ADA”) claim. The remaining claims in the case have not been decided.

This notice explains the Settlement Agreement, where you can find the agreement, and how you can tell the Court whether you think the Settlement Agreement is fair.

The Settlement Agreement requires the County and Sheriff's Office to meet specific mental health care requirements relating to: (1) timely referrals to mental health clinicians and psychiatric providers; (2) assignment to appropriate Levels of Care and housing units that meet their mental health needs; (3) mental health treatment and programming; (4) confidentiality; (5) assess whether individuals should not be placed in Administrative Separation or potentially be moved out due to mental health concerns; (6) suicide prevention; (7) release planning and medication at release; (8) a mental health system needs assessment; (9) mental health policies and staff training; and (10) County oversight of all mental health staff working in the jails. The Settlement Agreement requires the County to hire a neutral expert who will review whether the County is complying with the Settlement Agreement. Copies of the Settlement Agreement will be made available to you upon request to the Mental Health Services, who can be contacted by

using an incarcerated person request form. You can call or write to Plaintiffs' counsel to ask for a copy of the Settlement Agreement.

The Court will have jurisdiction to enforce the Settlement Agreement. The Court will hold a hearing on the fairness of the Settlement Agreement at **10:00 AM on July 16, 2026**, at the United States Courthouse in San Diego, Courtroom 4A. The Class's claims for injunctive relief related to mental health care are released if the Court approves the Settlement Agreement. The Settlement Agreement does not involve monetary damages and none will be awarded.

The Settlement Agreement allows Plaintiffs' counsel to ask the Court to have Defendants pay for their attorneys' fees and costs in obtaining the Settlement Agreement. The Court will decide the amount of the fees and expenses after Plaintiffs' counsel request them.

Any person in the Jail can write to the Court about whether the Settlement is fair and whether they object to the settlement. Comments **MUST** include at the top of the page the case name and number: *Dunsmore v. San Diego County Sheriff's Dept.*, No. 3:20-cv-00406-AJB-DDL. Comments **MUST** be postmarked no later than **May 7, 2026**, and sent to:

Clerk of the Court
United States District Court – Southern District of California
333 West Broadway, Suite 420
San Diego, CA 92101

For more information about the Settlement Agreement or the *Dunsmore* case, you may call or write via LEGAL MAIL to Class Counsel at:

Rosen Bien Galvan & Grunfeld LLP
Post Office Box 390
San Francisco, CA 94104-0390
Or call: **(415) 433-6830**