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November 7, 2025

Re: Seventh Expert Monitoring Report on the Consent Decree, Babu, et al. v. County of Alameda, et al., Case No. 5:18-CV-07677

Dear Counsel,

This letter introduces my Seventh Monitoring Report on the implementation status of the Consent Decree by the Alameda County Sheriff's Office (ACSO) and Adult Forensic Behavioral Health (AFBH) within Santa Rita Jail. This report addresses all provisions currently assigned to me for review and rating as the ADA/Mental Health Expert. The reporting period covers January 1 through June 30, 2025.

As with prior reports, I consulted with the other Joint Experts in the preparation of this report and provided feedback on their respective sections. I also thank the County, counsel, and incarcerated persons for their cooperation and transparency during this monitoring round. The County continues to provide unfettered access to facilities, staff, incarcerated persons, and documents necessary to conduct a full evaluation of compliance.

During this reporting period, the Joint Experts conducted an onsite monitoring visit from July 15–17, 2025. The visit included facility tours, housing unit interviews, group meetings with class members, and discussions with ACSO, AFBH, Wellpath, and County leadership. Representatives from Defense Counsel, Class Counsel, and the Department of Justice also participated.

Key improvements noted during this reporting cycle include:

- Implementation of an Americans with Disabilities Act policy and associated training.
- Measurable progress in the development of a comprehensive Intellectually and Developmentally Disabled program.
- Increased efforts to implement tracking systems for accommodations and adaptive supports, including progress on the ADA and grievance modules within the Jail Management System.
- Expanded reentry planning efforts with promising collaboration between partners.
- Expanded programs and services with focus on accommodations to provide equal access.

Areas requiring further attention include:

- Strengthening identification and documentation of psychiatric, intellectual, developmental, and learning disabilities.
- Finalizing and implementing policies, procedures, and training related to accommodations, adaptive supports, and effective communication.
- Increasing accuracy, timeliness, and comprehensiveness of program and work assignment data to allow meaningful equity analysis.

As detailed in the attached report, several provisions have advanced in compliance rating, including recommendations to discontinue monitoring where substantial compliance has been sustained. Others remain in partial compliance and require additional work in the next monitoring period. The following provisions were recommended for discontinuation of monitoring during the 6th and 7th monitoring rounds:

510 Practice of seeking an opinion on the level of discipline, use of disciplinary diets, timelines for disciplinary proceedings, and the imposition of Discipline in a higher classification.

1001 Employment of a full-time, dedicated ADA Coordinator.

1005 The ADA unit staff certification course.

1017 Security classification for incarcerated persons with Psychiatric Disabilities.

I look forward to continued collaboration with all parties to ensure sustained progress and compliance with the Consent Decree.

Respectfully submitted,

Kelly S. Mitchell

Court-Appointed ADA/Mental Health Expert

Attachment: Seventh Round Monitoring Report