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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.

1           7.       I reviewed medical records for the six new people on the Roster. I determined  
2 each person's age by using the "Encounter Search" function in the electronic health record  
3 system ("EHR"). Their ages range from 41 to 68, and three people are 60 or over.

4           8.       I used the "Diagnosis & Problems" tab in the EHR to identify what conditions  
5 each person has been diagnosed with. Of the six new people on the Roster, two have  
6 hypertension, one has cirrhosis of the liver, one has multiple sclerosis, one has chronic  
7 obstructive pulmonary disease (COPD), and two have cancer.

8           I declare under penalty of perjury under the laws of the United States of America  
9 that the foregoing is true and correct, and that this declaration is executed at Berkeley,  
10 California this 8th day of April, 2020.

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      /s/ Megan Lynch      \_\_\_\_\_