

1 **PRISON LAW OFFICE**
DONALD SPECTER (SBN 83925)
2 SARA NORMAN (SBN 189536)
Email: dspecter@prisonlaw.com
3 snorman@prisonlaw.com
1917 Fifth Street
4 Berkeley, California 94710
Telephone: (510) 280-2621
5 Fax: (510) 280-2704

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7 *Attorneys for Plaintiffs*

8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
10 EASTERN DIVISION – RIVERSIDE

11
12 QUINTON GRAY, et al., on behalf of
13 themselves and all others similarly
situated,
14 Plaintiffs,
15 v.
16 COUNTY OF RIVERSIDE,
17 Defendant.

Case No. EDCV13-0444 VAP (OP)

CLASS ACTION

**PLAINTIFFS’ REQUEST FOR
JUDICIAL NOTICE**

Date: April 13, 2020

Time: 2 p.m.

Crtrm.: Telephonic

Judge: Hon. Virginia A. Phillips

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INTRODUCTION

Pursuant to Federal Rule of Evidence 201, and in connection with Plaintiffs’ Reply in Support of Emergency Motion to Enforce or, in the Alternative, Modify Consent Decree, Plaintiffs respectfully request that the Court take judicial notice of the following orders and directives:

1. Order, *Coleman v. Newsom*, Case No. 2:90-cv-0520 KJM DB P (E.D. Cal. April 6, 2020) (ECF 6580) (recognizing “exigent circumstances . . . appear to require immediate steps to safeguard the constitutional rights of the plaintiff class” and ordering briefing and expedited discovery related to COVID-19) (attached hereto as Exhibit A);
2. Order, *Coleman v. Newsom*, Case No. 2:90-cv-0520 KJM DB P (E.D. Cal. April 10, 2020) (ECF 6600) (ordering Defendants develop and file a “strategic plan for achieving compliance with the U.S. Centers for Disease Control and Prevention (CDC) Interim Guidance on Management of Coronavirus Disease (2019) (COVID-19) in Correctional and Detention Facilities (CDC Guidance)”) (attached hereto as Exhibit B);
3. Order Setting Case Management Conference, *Plata v. Newsom*, Case No. 4:01-cv-01351-JST (N.D. Cal. April 5, 2020) (setting a Case Management Conference “to discuss Defendants’ response to the COVID-19 pandemic”) (attached hereto as Exhibit C);
4. Civil Minutes, *Plata v. Newsom*, Case No. 4:01-cv-01351-JST (N.D. Cal. April 6, 2020) (directing Defendants to provide discovery and setting further Case Management Conference) (attached hereto as Exhibit D).

LEGAL STANDARD

Federal Rule of Evidence 201(b)(2) permits the court to take judicial notice of facts that “can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned.” Courts regularly take judicial notice of

1 “undisputed matters of public record, including documents on file in federal or state
2 courts.” *Harris v. Cty. of Orange*, 682 F.3d 1126, 1132 (9th Cir. 2012) (citing *Lee*
3 *v. City of Los Angeles*, 250 F.3d 668, 689 (9th Cir. 2001) and *Bennett v. Medtronic,*
4 *Inc.*, 285 F.3d 801, 803 n.2 (9th Cir. 2002)); *see also United States ex rel. Robinson*
5 *Rancheria Citizens Council v. Borneo*, 971 F.2d 244, 248 (9th Cir. 1992) (“[W]e
6 ‘may take notice of proceedings in other courts, both within and without the federal
7 judicial system, if those proceedings have a direct relation to matters at issue.’”
8 (citation omitted)).

9 The court orders included in this request plainly meet this standard. And,
10 these documents are relevant to Plaintiffs’ Emergency Motion because they
11 demonstrate that, in similar class action lawsuits, courts have ordered the relief
12 requested by Plaintiffs—the development of an adequate COVID-19 plan and
13 regular reporting to monitors.

14 **CONCLUSION**

15 Plaintiffs respectfully request this Court grant their request for judicial notice.
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19 Respectfully submitted,
20 DATED: April 13, 2020 PRISON LAW OFFICE
21 By: /s/ Sara Norman
22 Sara Norman
23 Attorney for Plaintiffs
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