

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

COUNTY OF LOS ANGELES et al.,

Defendants.

Case No. 2:15-cv-5903-DDP-JEMx

**ORDER ON STIPULATION [273]
MODIFYING DEADLINES FOR
SUBSTANTIAL COMPLIANCE**

Hon. Dean D. Pregerson
United States District Judge

Having reviewed the Parties' Joint Stipulation to Modify Court Orders Setting Deadlines for Substantial Compliance, and good cause appearing,

IT IS HEREBY ORDERED that the Court's December 27, 2022 Order (ECF No. 234 (the "December 2022 Order"), April 20, 2023 Order (ECF No. 248) (the "April 2023 Order"), and March 7, 2024 Order (ECF No. 266) (the "March 2024 Order") be modified as set forth below to bring the Settlement Agreement (ECF No. 14) into substantial compliance.

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1 **A. Revised Substantial Compliance Deadlines under the December 2022 Order
2 and the March 2024 Order**

3 The deadlines to reach substantial compliance for Settlement Agreement
4 provisions 25, 36, 37, 40, 43, 52, and 65 previously ordered in the December 2022 Order
5 and the March 2024 Order are hereby modified in the following manner:

6 **1. Provision 25:** The previously imposed deadline to reach substantial
7 compliance is hereby extended from March 31, 2024 to March 31, 2025.

8 **2. Provision 36:** The previously imposed deadline to reach substantial
9 compliance is hereby extended from September 30, 2023 to June 30, 2025.

10 **3. Provision 37:** The previously imposed deadline to reach substantial
11 compliance is hereby extended from March 31, 2024 to March 31, 2025.

12 **4. Provision 40:** The previously imposed deadline to reach substantial
13 compliance is hereby extended from September 30, 2023 to June 30, 2025.

14 **5. Provision 43:** The previously imposed deadline to reach substantial
15 compliance is hereby extended from March 31, 2024 to March 31, 2025.

16 **6. Provision 52:** The previously imposed deadline to reach substantial
17 compliance is hereby extended from December 31, 2023 to March 31, 2025.

18 **7. Provision 65:** The previously imposed deadline to reach substantial
19 compliance is hereby extended from March 31, 2024 to June 30, 2025.

20 **B. Revised Compliance Benchmarks and Deadlines Under the April 2023 Order**

21 The benchmarks and deadlines to reach substantial compliance with Settlement
22 Agreement provisions 63 and 80 previously ordered in the April 2023 Order are hereby
23 modified as follows:

24 **1. Provision 63:** The previously imposed deadline to reach substantial
25 compliance is hereby extended from December 31, 2024 to March 31, 2025. The
26 previously imposed benchmarks to reach substantial compliance are hereby modified in
27 the following manner:

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- 1 a. By September 30, 2024, 80% of inmates must wait no longer than seven
2 days in Supplemental Assessment Team (SAT) housing to receive
3 permanent housing, and the average length of stay in SAT must be seven
4 days or less;
- 5 b. By December 31, 2024, 85% of inmates must wait no longer than seven
6 days in SAT to receive permanent housing, and the average length of
7 stay in SAT must be seven days or less; and
- 8 c. By March 31, 2025, 90% of inmates must wait no longer than seven
9 days in SAT to receive permanent housing, and the average length of
10 stay in SAT must be seven days or less.

11 2. **Provision 64:** The previously imposed deadline to reach substantial
12 compliance is hereby extended from September 30, 2024 to June 30, 2025. The
13 previously imposed benchmarks to reach substantial compliance are hereby modified in
14 the following manner:

- 15 a. By the end of the first quarter of 2025, the difference between the total
16 population of individuals with a mental health level of care (“MHLOC”)
17 of P4 and those receiving inpatient care must be, on average, no greater
18 than 10 individuals;
- 19 b. By the end of the second quarter of 2025, the difference must be, on
20 average, no greater than five individuals, and none of those individuals
21 should wait longer than is clinically appropriate for inpatient placement.

22 3. **Provision 80:** The previously imposed benchmarks and deadlines to reach
23 substantial compliance are hereby modified and extended in the following manner:

- 24 a. **For the General High Observation Housing (HOH) Population:**

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- 1 i. By March 31, 2025, 100% of individuals who are in HOH during
2 the entire week that is randomly audited¹ during the first quarter of
3 2025 must be offered a minimum of 10 hours of unstructured out-
4 of-cell time during that week AND 85% of such individuals must
5 be offered a minimum of 9 hours of structured out-of-cell time,
6 with at least 4.5 such hours consisting of group programming; and
7 ii. By June 30, 2025, 100% of individuals who are in HOH during
8 the entire week that is randomly audited during the second quarter
9 of 2025 must be offered a minimum of 10 hours of unstructured
10 out-of-cell time during that week AND 95% of such individuals
11 must be offered a minimum of 10 hours of structured out-of-cell
12 time, with at least 5 such hours consisting of group programming.

13 b. **For the Keep-Away Population in Restrictive Housing (Individuals
14 Classified as K10, K17, K18, K19, or K20):**

- 15 i. By March 31, 2025, 85% of individuals who are in HOH during
16 the entire week that is randomly audited during the first quarter of
17 2025 must be offered a minimum of 10 hours of unstructured out-
18 of-cell time during that week AND 65% of such individuals must
19 be offered a minimum of 8 hours of structured out-of-cell time,
20 with at least 4 such hours consisting of group programming;
- 21 ii. By June 30, 2025, 90% of individuals who are in HOH during the
22 entire week that is randomly audited during the second quarter of
23 2025 must be offered a minimum of 10 hours of unstructured out-
24 of-cell time during that week AND 75% of such individuals must

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27 ¹ If the randomly audited week contains Christmas, New Year's Day,
28 Thanksgiving, Easter, or the Fourth of July, another week from the quarter will be
randomly selected instead. This same principle will apply for all subsequent quarters.

be offered a minimum of 9 hours of structured out-of-cell time, with at least 4.5 such hours consisting of group programming;

- iii. By September 30, 2025, 95% of individuals who are in HOH during the entire week that is randomly audited during the third quarter of 2025 must be offered a minimum of 10 hours of unstructured out-of-cell time during that week AND 85% of such individuals must be offered a minimum of 10 hours of structured out-of-cell time, with at least 5 such hours consisting of group programming; and
 - iv. By December 31, 2025, 100% of individuals who are in HOH during the entire week that is randomly audited during the fourth quarter of 2025 must be offered a minimum of 10 hours of unstructured out-of-cell time during that week AND 95% of such individuals must be offered a minimum of 10 hours of structured out-of-cell time, with at least 5 such hours consisting of group programming.

C. Remaining Substantial Compliance Deadlines under the December 2022 Order and the March 2024 Order

The deadlines to reach substantial compliance for Settlement Agreement provisions 28, 31, 39, 42, 47, 53, 57, 61, 62, 66, 70, 79, and 81, previously ordered in the December 2022 Order and the March 2024 Order are hereby modified and extended to March 31, 2025 for provisions 28 and 53 and to June 30, 2025 for provisions 31, 39, 42, 47, 57, 61, 62, 66, 70, 79, and 81.

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1 Except as amended in this Order, the remaining substantial compliance deadlines
2 imposed by the December 2022 Order, April 2023 Order, and the March 2024 Order
3 shall remain unchanged and in full force and effect.

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5 Dated: March 10, 2025


6 Honorable Dean D. Pregerson
7 United States District Judge

8 Presented by:

9 Dated: March 6, 2025

10 FOR PLAINTIFF:

11 JOSEPH T. MCNALLY
12 Acting United States Attorney

13 DAVID M. HARRIS
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34 Trial Attorneys, Special Litigation Section
35 *Attorneys for the United States of America*

36 Dated: March 6, 2025

37 FOR DEFENDANTS:

38 /s/ Robert E. Dugdale
39 ROBERT E. DUGDALE
40 Kendall Brill & Kelly LLP

41 *Attorney for the County of Los Angeles
42 and Los Angeles County Sheriff*