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12 UNITED STATES DISTRICT COURT
 13 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

15 AUDLEY BARRINGTON LYON, JR., *et al.*,)
 16 *al.*,) No. 3:13-cv-05878-EMC
 17)
 18 Plaintiffs,)
 19 vs.) STIPULATION AND [PROPOSED] ORDER
 20) RE NOTICE AND ACCESS TO CLASS
 21)
 22 U.S. IMMIGRATION & CUSTOMS)
 23 ENFORCEMENT, *et al.*,¹)
 24)
 25 Defendants.)

26 ¹ Thomas S. Winkowski, Principal Deputy Assistant Director, ICE, is substituted under
 27 Fed. R. Civ. P. 25(d) for former Acting Director, John Sandweg, who was named as a defendant
 28 in this action in his official capacity but resigned from this position effective February 21, 2014.

1 Facility, the Rio Cosumnes Correctional Center, and the Yuba County Jail during the course of
2 this litigation.

3 4. Defendants will not seek information from the detention facilities regarding visits
4 between class members and Plaintiffs' counsel, legal team, or experts. Any information
5 Defendants receive inadvertently regarding such contact will not be used by or disclosed to any
6 person, within or outside of Defendants' agencies, for any purpose. This prohibition on
7 solicitation shall not preclude Defendants from seeking information from the facilities or
8 Plaintiffs through formal discovery requests, subject to the rules of discovery.

9 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

10 Respectf

11 ully submitted,

12 Dated: June 3, 2014

13 ORRICK HERRINGTON & SUTCLIFFE LLP

14 By: /s/ Robert P. Varian
15 ROBERT P. VARIAN

16 AMERICAN CIVIL LIBERTIES UNION OF
17 NORTHERN CALIFORNIA, INC.

18 By: /s/ Julia Harumi Mass
19 JULIA HARUMI MASS
20 JINGNI (JENNY) ZHAO
21 MICHAEL T. RISHER

22 AMERICAN CIVIL LIBERTIES UNION
23 NATIONAL PRISON PROJECT

24 By: /s/ Carl Takei
25 CARL TAKEI

26 *Attorneys for Plaintiffs*

1 Dated: June 3, 2014
2 OFFICE
3 CIVIL

DISTRICT COURT SECTION
OF IMMIGRATION LITIGATION
DIVISION
U.S. DEPARTMENT OF JUSTICE

4 STUART

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Assistant Attorney General

6 COLIN A. KISOR
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10 By: /s/ Jennifer A. Bowen
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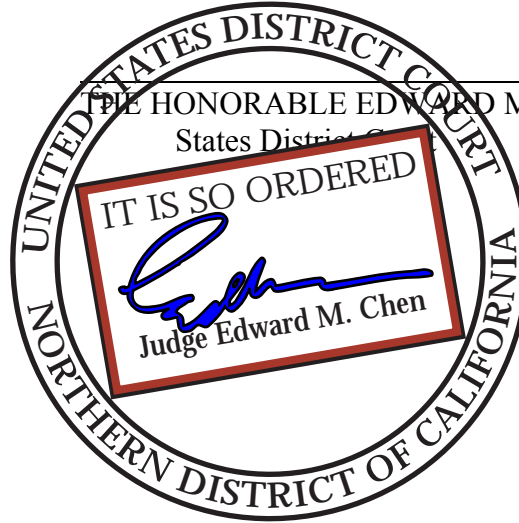
for Defendants

[~~PROPOSED~~] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 4, 2014

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CERTIFICATION OF CONCURRENCE FROM OTHER PARTIES

I, Robert P. Varian, am the ECF user whose ID and password are being used to file this Stipulation and Proposed Order Regarding Notice and Access to Class. In compliance with General Order 45, X.B., I hereby certify that each of the other signatories has concurred in the filing of this document and has authorized the use of his/her electronic signature.

Dated: June 3, 2014

/s/ Robert P. Varian
ROBERT P. VARIAN
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The Orrick Building, 405 Howard Street
San Francisco, California 94105-2669

EXHIBIT A

Please read this notice.

If you are detained by U.S. Immigration and Customs Enforcement, you may have important rights related to the use of the telephones to work on your immigration case.

A federal court has approved a “class action,” which is a lawsuit brought on behalf of a group of people instead of a single person. If you are an immigration detainee in this detention facility, you are part of a class action called *Lyon v. Immigration and Customs Enforcement*. The lawsuit argues that problems with telephone access harm your ability to fight deportation and violate your rights. The lawsuit seeks to improve telephone access in immigration detention. It does not seek a money judgment.

If you are a member of this class, you do not need to sign up to be part of the lawsuit. You also cannot choose to be left out of the lawsuit. The rights of the class will be determined through the lawsuit.

If you are an immigration detainee and would like to know more about the lawsuit, please contact Julia Harumi Mass by telephone (dial **9160#** on the free telephone line) or by mail (label your envelope “Legal Mail” and send it to: ACLU of Northern California, 39 Drumm Street, San Francisco, CA 94111). Please provide the following information:

- Your full name
- Your A# (an 8 or 9 digit number written on your immigration documents)
- Your country of origin
- Your detention facility
- The date of your next court hearing
- Any difficulties you have experienced with telephone use and any harm to your immigration case that resulted
- Any other information you believe is important