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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
EASTERN DIVISION**

KELVIN HERNANDEZ ROMAN,  
BEATRIZ ANDREA FORERO  
CHAVEZ, MIGUEL AGUILAR  
ESTRADA, on behalf of themselves and  
all others similarly situated,

Petitioners-Plaintiffs,

v.

CHAD F. WOLF, Acting Secretary, U.S.  
Department of Homeland Security;  
MATTHEW T. ALBENCE, Deputy  
Director and Senior Official Performing  
the Duties of the Director, U.S.  
Immigration and Customs Enforcement;  
DAVID MARIN, Director of the Los  
Angeles Field Office, Enforcement and  
Removal Operations, U.S. Immigration  
and Customs Enforcement; and JAMES  
JANECKA, Warden, Adelanto ICE  
Processing Center,

Respondents-Defendants.

) Case No. 5:20-cv-00768-TJH-PVC

) **ADELANTO COVID**

) **ORDER GRANTING JOINT  
STIPULATION TO MODIFY  
MODIFIED PRELIMINARY  
INJUNCTION (ECF NO. 596)  
[623]**

) **Hon. Terry J. Hatter, Jr.**


1 Pursuant to the parties' stipulation and for good cause show, this Court  
2 hereby enters the following modifications to the modified preliminary injunction  
3 (ECF No. 596):

- 4 1. The weekly testing required at page 12, paragraph 3 of the modified  
5 preliminary injunction shall continue on a weekly basis for four weeks,  
6 through October 26, 2020. The parties shall meet and confer and submit a  
7 proposal to the Court regarding the need, if any, for additional testing  
8 beyond that four-week period.
- 9 2. The census required at page 12-13, paragraph 4 of the modified  
10 preliminary injunction need not identify all known medical conditions of  
11 class members, but only the following medical conditions, which are  
12 recognized by the CDC as being associated with an increased risk of  
13 severe illness from COVID-19 and/or covered by the *Fraihat* subclasses:  
14 obesity; serious heart conditions (including heart failure, coronary artery  
15 disease, or cardiomyopathies); sickle cell disease; cerebrovascular  
16 disease; cystic fibrosis; immunocompromised state from blood or bone  
17 marrow transplant, immune deficiencies, use of corticosteroids, or use of  
18 other immune weakening medications; neurologic conditions, such as  
19 dementia; smoking; and thalassemia; being over 55; pregnancy;  
20 cardiovascular disease (congestive heart failure, history of myocardial  
21 infarction, history of cardiac surgery); high blood pressure; chronic  
22 respiratory disease; diabetes; cancer; liver disease; kidney disease;  
23 autoimmune diseases; severe psychiatric illness; history of  
24 transplantation; and HIV/AIDS.
- 25 3. Page 13, paragraph 7 of the modified preliminary injunction is hereby  
26 modified to provide that "all Adelanto staff shall endeavor to keep a 6  
27 foot social distance from each other and from detainees except where  
28 closer contact is essential to performing a job-related function."

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4. Page 13, paragraph 8 of the modified preliminary injunction is hereby modified to provide that that staff do not need to wear masks at Adelanto when eating, sleeping, or for medical reasons provided that staff shall endeavor to keep a 6 foot social distance from each other and from detainees while eating, sleeping, or attending to medical needs, unless closer contact is essential to performing a job-related function

Dated: October 2, 2020

  
HONORABLE TERRY J. HATTER, JR.  
United States District Judge