

ERNEST GALVAN – 196065  
KARA J. JANSSEN – 274762  
AMY XU - 330707  
REKHA ARULANANTHAM - 317995  
ROSEN BIEN GALVAN & GRUNFELD LLP  
101 Mission Street, Sixth Floor  
San Francisco, California 94105-1738

GREGORY B. THOMAS – 239870  
TEMITAYO O. PETERS – 309913  
BURKE, WILLIAMS & SORENSEN, LLP  
1901 Harrison Street, Suite 900  
Oakland, CA 94612-3501

**March 8, 2023**

**Re: First Expert Non-Confidential Monitoring Report on the Consent Decree  
Babu, et al. v. County of Alameda, et al.;**  
**Case No. 5:18-CV-07677;**

Dear Counsel,

Attached to this letter is my second non-confidential monitoring report on the status of Alameda County Sheriff's Office (ACSO) and Adult Forensic Behavioral Health's (AFBH) implementation of the Consent Decree within Santa Rita Jail (Jail). This report addresses the provisions that were assigned to me to rate in terms of their level of compliance.

As you will see there has been substantial progress in reaching compliance with these provisions. The biggest obstacle going forward will be the formal approval of the various draft policies governing the classification and the restricted housing provisions which I have reviewed and approved of.

I have also developed a draft alternative process for ensuring that people appearing before the Restricted Housing Committee (RHC) are duly informed of the basis for the referral and the RHC's decision.

My report takes into account the comments received from the class counsel which challenged some of the substantial compliance ratings. Based on their comments I did adjust one rating

I will be working directly with the ACSO and the AFBH over the next few months to help them reach substantial compliance with the remaining provisions that are not in substantial compliance.

Sincerely,



James Austin, Ph.D.

Attachment