

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. SA CV 20-00069-DOC-(KESx)

Date: October 21, 2022

Title: CITY OF SANTA ANA V. COUNTY OF ORANGE, ET AL.

PRESENT:

THE HONORABLE DAVID O. CARTER, JUDGE

Deborah Lewman
Courtroom Clerk

Not Present
Court Reporter

ATTORNEYS PRESENT FOR
PLAINTIFF:
None Present

ATTORNEYS PRESENT FOR
DEFENDANT:
None Present

**PROCEEDINGS (IN CHAMBERS): ORDER REGARDING COLD
WEATHER SHELTERS**

The Court held proceedings on October 21, 2022, to discuss the County's intent to create a Cold Weather Shelter in the City of Santa Ana. *See* Dkt. 95.

The Court has considered the totality of the circumstances, including the existence and location of other shelter facilities available to address emergencies brought on by the winter season. The Court hereby determines that an emergency exists that justifies the activation of the Santa Ana Armory (Armory) pursuant to Paragraph 3 of the Memorandum of Understanding (MOU) (Dkt. 91):

The Parties agree that the Santa Ana Armory (Armory) will serve as a Cold Weather Shelter on an emergency basis only, subject to the Court's direction. If County and City do not agree about whether an emergency exists to open the Armory or, if so, for how long, the Parties agree to meet and confer with Judge Carter, *and his decision as to the activation of the Armory on an emergency basis shall be final.*

MOU ¶ 3 (emphasis added). In light of the anticipated inclement weather, the Court **ORDERS** the activation of the Armory forthwith, through March 31, 2023.

Parties are reminded to comply with Paragraph 4 of their agreement regarding cross-SPA transportation of homeless persons. MOU ¶ 4 (“[T]he County will not transport any person experiencing homelessness across SPA lines for the purpose of shelter placement.”). Parties are encouraged to meet and confer to further productive collaboration.

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The Clerk shall serve this minute order on the parties.

MINUTES FORM 11
CIVIL-GEN

Initials of Deputy Clerk: djl