(PC) Ackley	v. Carroll et al	,
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7	UNITED STATES DISTRICT COURT	
8	EASTERN DISTRICT OF CALIFORNIA	
9	DONALD J. ACKLEY,	CASE NO. 1:06-cv-00771-AWI-SKO PC
10	Plaintiff,	ORDER DENYING MOTION
11	v.	(Doc. 48)
12	D. CARROLL, et al.,	
13	Defendants.	
14		_/
15	Plaintiff Donald J. Ackley ("Plaintiff") is a state prisoner proceeding pro se and in forma	
16	pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. On December 9, 2010, Plaintiff	
17	filed a motion requesting referral to the Pro Se Prisoner Settlement Program. (Doc. #48.) Plaintiff	
18	claims a referral is appropriate because Defendants have failed to file a timely dispositive motion. <sup>1</sup>	
19	The Court will not refer this case to a settlement conference unless all parties consent.	
20	Plaintiff is advised to contact Defendants' counsel if he wishes to negotiate a settlement. The Court	
21	will not refer this case to the settlement program unless requested to do so by all of the parties.	
22	Accordingly, it is HEREBY ORDERED that Plaintiff's motion is DENIED.	
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24	IT IS SO ORDERED.	
25	Dated: <u>December 13, 2010</u>	/s/ Sheila K. Oberto NITED STATES MAGISTRATE JUDGE
26	O	NITED STATES MADISTRATE JUDGE
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28	<sup>1</sup> Plaintiff's contention is erroneous. Defendants filed a timely motion for summary judgment on November 29, 2010.	
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