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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

John Fratus,

Plaintiff,  
vs.

Sergeant Peterson, et al.,

Defendants.

Case No. CV-08-1500-ROS

ORDER REQUESTING CONFIDENTIAL  
STATEMENTS RE: CASE SELECTION FOR  
PRISONER SETTLEMENT PROGRAM

FIFTEEN-DAY DEADLINE

\_\_\_\_\_  
Plaintiff is a California state prisoner proceeding pro se in a civil rights action under 42 U.S.C. § 1983. This action is proceeding against defendants Luna, Cortez, Hamilton, Robertson, and Solano.

The parties to this action shall each, no later than fifteen (15) days from the date of the order, submit confidential statements as described below. The confidential statements shall not be served on the opposing party or filed with the court, but instead, delivered by mail, fax, email or personal delivery to the court’s Alternative Dispute Resolution (ADR) division at the address, fax number or email address below and marked “Confidential.” Such statements shall be limited to five (5) pages and shall include the following:

- 1) the party’s assessment of whether the instant action is of the type that would benefit

1 from a settlement proceeding;

2 2) the party's assessment of what factors, if any, will prevent settlement of this matter  
3 prior to trial; and

4 3) any additional information the court may find useful in determining whether to set this  
5 matter for a settlement conference.

6 Should the Court determine this action to be appropriate to referral to the Prisoner  
7 Settlement Program, the Court will set this matter for settlement conference before a magistrate  
8 judge or district judge.

9 **IT IS SO ORDERED.**

10 DATED this 26th day of September, 2011.

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16 Roslyn O. Silver  
17 Chief United States District Judge  
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cc: ADR Division, Attention: Sujean Park  
US District Court  
501 I Street, Suite 4-200  
Sacramento, CA 95814  
Fax: (916) 491-3912  
email: spark@caed.uscourts.gov