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

Settlement Conference Date:
8/10/10, 10:00am, Ctrm. 7/**SMS**

16 In light of the Minute Order(s) setting a Settlement
17 Conference for August 10, 2010 at 10:00 a.m. in Courtroom No. 7 on
18 the Sixth Floor before the Honorable Sandra M. Snyder, United
19 States Magistrate Judge, it is hereby ORDERED that:

20 Unless otherwise permitted in advance by Judge Snyder, **the**
21 **attorney(s) who will try the case shall personally appear** at the
22 Settlement Conference **with the parties** and the person or persons
23 having **full authority** to negotiate and settle the case **on any**
24 **terms**¹ at the conference.

26 ¹ Insurance carriers, business organizations, and governmental bodies
27 or agencies whose settlement agreements are subject to approval by
28 legislative bodies, executive committees, boards of directors, or the
 like, shall be represented by a person or persons who occupy high
 executive positions in the party organization, and who will be directly

1 Permission for a party *[not attorney]* to attend by telephone
2 may be granted by Judge Snyder upon request, by letter, with a copy
3 to the other parties, IF the party lives and works outside the
4 Eastern District of California, AND attendance in person would
5 constitute a hardship. If telephone attendance is allowed, **the**
6 **party must be immediately available throughout the conference,**
7 **until excused, regardless of time zone differences.** Any other
8 special arrangements desired in cases where settlement authority
9 rests with a governing body shall also be proposed, in advance, by
10 letter, and copied to all other parties.

11 **CONFIDENTIAL SETTLEMENT CONFERENCE STATEMENT**

12 **NOTICE IS HEREBY GIVEN** that a Confidential Settlement
13 Conference Statement is **MANDATORY**, and must be submitted to Judge
14 Snyder's chambers by **August 4, 2010**. Plaintiff should mail his
15 Statement to Judge Snyder's chambers as follows:

16 Honorable Sandra M. Snyder
17 United States Magistrate Judge
18 ROBERT E. COYLE U.S. COURTHOUSE
19 2500 Tulare Street, Suite 1501
20 Fresno, CA 93721

21 **CONFIDENTIAL SETTLEMENT CONFERENCE**
22 **STATEMENT ENCLOSED**

23 Defendant should e-mail their Statement to SMSOrders@caed.uscourts.gov.
24 Failure to so comply may result in the imposition of monetary
25 and/or other sanctions.

26 The Statement should **not be filed** with the Clerk's Office nor
27 **served on any other party**, although the parties may file a Notice

28 involved in the process of approval of any settlement offers or
29 agreements. To the extent possible, the representative shall have the
30 authority, if he or she deems it appropriate, to settle the action on
31 terms consistent with the opposing party's most recent demand.

1 of Lodging Confidential Settlement Conference Statement. Each
2 Statement shall be clearly marked "Confidential" with the date and
3 time of the Settlement Conference indicated prominently thereon.
4 The parties are urged to request the return of their Statements if
5 settlement is not achieved and, if such a request is not made, the
6 Court will dispose of the Statement.

7 The Confidential Settlement Conference Statement shall include
8 the following:

9 **A.** A brief statement of the facts of the case.
10 **B.** A brief statement of the claims and defenses, i.e.,
11 statutory or other grounds upon which the claims are founded; a
12 forthright evaluation of the parties' likelihood of prevailing on
13 the claims and defenses; and, a description of the major issues in
14 dispute.

15 C. A summary of the proceedings to date.

16 D. An estimate of the cost and time to be expended for
17 further discovery, pretrial, and trial.

18 || **E.** The relief sought.

19 **F.** The party's position on settlement, including present
20 demands and offers, and a history of past settlement discussions,
21 offers, and demands.

22 FAILURE TO COMPLY WITH THIS ORDER MAY RESULT IN THE IMPOSITION
23 OF SANCTIONS.

24 IT IS SO ORDERED.

25 || Dated: July 19, 2010

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE