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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
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10 JEROME WHITE,

11 Plaintiff,

12 vs.

13 PATEL, et al.,

14 Defendants.
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1:11-cv-00047-AWI-GSA-PC

ORDER DENYING PLAINTIFF'S
REQUEST FOR SETTLEMENT
CONFERENCE
(Doc. 47.)

16 **I. BACKGROUND**

17 Jerome White ("Plaintiff") is a state prisoner proceeding pro se in this civil rights action
18 pursuant to 42 U.S.C. § 1983. This case now proceeds on the First Amended Complaint, filed
19 on March 12, 2012, against defendants Dr. Patel, Dr. Chen, Dr. Ramon,¹ and RN M.
20 Thompson, for inadequate medical care in violation of the Eighth Amendment. (Doc. 14.)

21 On May 12, 2014, Plaintiff filed a request to participate in settlement negotiations in
22 this action with Defendants. (Doc. 47.) On June 16, 2014, Defendants filed a response to
23 Plaintiff's request. (Doc. 49.)

24 **II. REQUEST FOR SETTLEMENT CONFERENCE**

25 Plaintiff requested the opportunity to attempt to resolve the issues in this case, by a
26 telephone conference with counsel for Defendants. Defendants responded that following
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28 ¹ On March 22, 2013, the court directed the U.S. Marshal to serve process upon defendants in this action.
(Doc. 19.) However, to date, defendant Ramon has not been served with process.

1 Plaintiff's request, the parties engaged in settlement discussions but were unable to come to an
2 agreement. Due to Plaintiff's evaluation of the lawsuit, Defendants do not believe that
3 settlement is likely. However, Defendants are willing to participate in a settlement conference
4 if Plaintiff considerably reevaluates the merits of this case and his settlement posture.

5 The Court shall not require Defendants to attend a settlement conference at this stage of
6 the proceedings. Based on Defendants' response to Plaintiff's request, it appears unlikely that a
7 settlement conference would be beneficial at this time. Therefore, Plaintiff's request shall be
8 denied.

9 Accordingly, IT IS HEREBY ORDERED that Plaintiff's request for a settlement
10 conference, filed on May 12, 2014, is DENIED.

11 IT IS SO ORDERED.

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13 Dated: June 17, 2014

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE