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10 CITY OF VISALIA

11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA**

13 GARY COPPOLA, an individual,  
14 GARY COPPOLA, as SUCCESSOR  
15 TRUSTEE OF THE VIOLA M.  
16 COPPOLA IRREVOCABLE TRUST;  
17 and GARY COPPOLA, as TRUSTEE  
18 OF THE ANTHONY M. COPPOLA  
19 TRUST,

20 Plaintiffs,

21 v.

22 PARAGON CLEANERS, INC. (formerly  
23 sued as GREGORY SMITH, an  
24 individual); et al.

25 Defendants.

26 AND RELATED COUNTER AND  
27 CROSS-CLAIMS.

Case No.: 1:11-CV-01257-AWI-BAM

**STIPULATION AND [PROPOSED]  
ORDER FOR MANDATORY  
SETTLEMENT CONFERENCE**

28 This Stipulation is made by and between Plaintiffs, GARY COPPOLA, an  
29 individual; GARY COPPOLA, as SUCCESSOR TRUSTEE OF THE VIOLA M.  
30 COPPOLA IRREVOCABLE TRUST; GARY COPPOLA, as TRUSTEE OF THE  
31 ANTHONY M. COPPOLA TRUST and Defendant, CITY OF VISALIA (collectively  
32 referred to herein as “the Parties.”)

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**RECITALS**

1. WHEREAS, the Parties believe a mandatory settlement conference is appropriate at this stage of the case; and

2. WHEREAS, the Parties believe a mandatory settlement conference should be presided over by a judicial officer, based in Fresno, who is familiar with the Coppola and Mission Linen cases; and

3. WHEREAS, the Parties believe it is critical to have all of the City’s insurers, primary and excess physically attend a mandatory settlement conference; and

4. WHEREAS, the Parties believe it is critical to have all of the City’s insurers, primary and excess to have a claims person, with full settlement authority physically attend the mandatory settlement conference.

The Parties hereby stipulate and agree that a mandatory settlement conference be set with Magistrate Judge Erica P. Grosjean. The Parties further request that the Court require counsel and the City’s primary and excess insurers with settlement authority to participate in person, at the mandatory settlement conference.

Dated: April 12, 2018 HERR PEDERSEN & BERGLUND LLP

By: /s/ Leonard C. Herr  
LEONARD C. HERR  
Attorney for Defendant,  
CITY OF VISALIA

Dated: April 12, 2018 GREBEN & ASSOCIATES

By: /s/ Jan A. Greben  
JAN A. GREBEN  
Attorney for Plaintiff,  
GARY COPPOLA, as SUCCESSOR  
TRUSTEE OF THE VIOLA M. COPPOLA  
IRREVOCABLE TRUST; GARY COPPOLA,  
as TRUSTEE OF THE ANTHONY M.  
COPPOLA TRUST

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**ORDER**

The Parties having stipulated and agreed, and good cause appearing thereon, IT IS HEREBY ORDERED that:

1. A mandatory settlement conference shall be set at a date mutually agreeable to the Parties;

2. All of the City’s insurers, primary and excess, shall physically attend the mandatory settlement conference;

3. All of the City’s insurers, primary and excess, shall have a claims person, with full settlement authority, physically attend the mandatory settlement conference;

4. The mandatory settlement conference will be conducted by Magistrate Judge Erica P. Grosjean; and,

5. Legal counsel for plaintiffs, Coppola and defendant, City of Visalia shall contact the chambers of Magistrate Judge Erica P. Grosjean to clear a date for a mandatory settlement conference.

IT IS SO ORDERED.

Dated: April 13, 2018

  
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SENIOR DISTRICT JUDGE