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8 **UNITED STATES DISTRICT COURT**

9 EASTERN DISTRICT OF CALIFORNIA

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11 JAGJEEVAN K. DHALIWAL, et al.,

12 Plaintiffs,

13 v.

14 NIRMAL SINGH, et al.,

15 Defendants.

Case No. 1:13-cv-00484-SKO

ORDER NOTIFYING PARTIES OF
REQUIREMENTS FOR SETTLEMENT
CONFERENCE

Confidential Settlement Statements due January 20,
2016

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17 A settlement conference is currently set for January 27, 2016, at 10:00 a.m. before the
18 undersigned. Unless otherwise permitted in advance by the Court, **the attorneys who will try**
19 **the case** shall appear at the Settlement Conference **with the parties** and the person or persons
20 having **full authority** to negotiate and settle the case **on any terms**¹ at the conference. Only
21 counsel and the parties to this action may attend the settlement conference.

22 ***Confidential Settlement Conference Statement:*** The parties shall submit a Confidential
23 Settlement Conference Statement directly to Judge Boone's chambers by e-mail to
24 **SABOrders@caed.uscourts.gov** on or before January 20, 2016. The statement **should not be**

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26 ¹ Insurance carriers, business organizations, and governmental bodies or agencies whose settlement agreements are
27 subject to approval by legislative bodies, executive committees, boards of directors or the like shall be represented by
28 a person or persons who occupy high executive positions in the party organization and who will be directly involved
in the process of approval of any settlement offers or agreements. To the extent possible the representative shall have
the authority, if he or she deems it appropriate, to settle the action on terms consistent with the opposing party's most
recent demand.

1 **filed** with the Clerk of the Court **nor served on any other party**, although the parties should file
2 a Notice of Lodging of Settlement Conference Statement. Each statement shall be clearly marked
3 "confidential" with the date and time of the Settlement Conference indicated prominently thereon.

4 The Confidential Settlement Conference Statement shall include the following:

- 5 A. A brief statement of the facts of the case.
- 6 B. A brief statement of the claims and defenses, i.e., statutory or other
7 grounds upon which the claims are founded; a forthright evaluation of the
8 parties' likelihood of prevailing on the claims and defenses; and a
9 description of the major issues in dispute.
- 10 C. A summary of the proceedings to date.
- 11 D. An estimate of the cost and time to be expended for further discovery,
12 pretrial and trial.
- 13 E. The relief sought.
- 14 F. The party's position on settlement, including present demands and offers
15 and a history of past settlement discussions, offers and demands.

16 The Court will vacate the settlement conference if the Court finds the settlement
17 conference will be neither productive nor meaningful to attempt to resolve all or part of this case.
18 As far in advance of the settlement conference as possible, a party shall inform the Court and
19 other parties that it believes the case is not in a settlement posture so the Court may vacate or
20 reset the settlement conference. Otherwise the parties shall proceed with the settlement
21 conference in good faith to attempt to resolve all or part of the case.

22 IT IS SO ORDERED.

23 Dated: **January 20, 2016**

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25 UNITED STATES MAGISTRATE JUDGE
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