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7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA  
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10 BRIAN CAPUTO,

11 Plaintiff,

12 v.

13 GONZALES, et al.,

14 Defendants.  
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Case No. 1:15-cv-01008-LJO-EPG (PC)

ORDER REQUIRING PARTIES TO MEET  
AND CONFER RE: SETTLEMENT  
CONFERENCE

16 Brian Caputo (“Plaintiff”) is a prisoner<sup>1</sup> proceeding *pro se* and *in forma pauperis* in this  
17 this civil rights action filed pursuant to 42 U.S.C. § 1983.

18 As the Telephonic Trial Confirmation Hearing is less than six months away (see ECF  
19 No. 104), IT IS ORDERED that:

- 20 1. The parties shall meet and confer<sup>2</sup> regarding whether a settlement conference  
21 should be set.  
22 2. Within three weeks from the date of service of this order, the parties shall file a  
23 notice regarding settlement conference, which shall include each parties’  
24 position on whether a settlement conference should be set, potential dates for the  
25 settlement conference, and the preferred method for holding the settlement  
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27 <sup>1</sup> Plaintiff was detained at Kern County Jail at the time of the incidents alleged in the complaint. He is  
28 now incarcerated at USP Yazoo City.

<sup>2</sup> The parties may meet and confer via telephone or letters.

1 conference.<sup>3</sup> After receiving the notice, the Court may direct the parties to  
2 participate in a settlement conference.

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4 IT IS SO ORDERED.

5 Dated: March 20, 2019

6 /s/ Eric P. Gray  
7 UNITED STATES MAGISTRATE JUDGE

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<sup>3</sup> For instance, each party should indicate whether that party believes it would be beneficial to have  
28 Plaintiff transported to California for the settlement conference, or whether a video conference from Plaintiff's  
institution of confinement would be possible and preferable.