

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

BECKY GREER, TIMOTHY C. BUDNIK,
ROSARIO SAENZ, and IAN CARTY,
individually and as class representatives,

Plaintiffs,

PACIFIC GAS AND ELECTRIC
COMPANY, DOES 1 through 10, inclusive,
and IBEW LOCAL 1245,

Defendants.

Case No. 1:15-cv-01066-EPG

ORDER REGARDING SETTLEMENT CONFERENCE

This case is set for a Settlement Conference before Magistrate Judge Barbara A. McAuliffe on November 9, 2017 at 10:00 am in Courtroom 8 at the U.S. District Court, 2500 Tulare Street, Fresno, California, 93721. Unless otherwise permitted in advance by the Court, the attorneys who will try the case shall personally appear at the settlement conference with the parties and the person or persons having full authority to negotiate and settle the case, on any terms, at the conference.

No later than seven days prior to the settlement conference, each party shall submit directly to Judge McAuliffe's chambers at bamorders@caed.uscourts.gov, a confidential settlement conference statement. This statement should neither be filed with the clerk of the Court nor served on any other party. Each statement shall be clearly marked "CONFIDENTIAL" with the date and time of the mandatory settlement conference indicated prominently.

1 The settlement statement should not be lengthy but shall include a brief recitation of the
2 facts, a discussion of the strengths and weaknesses of the case, an estimate of the cost and time to
3 be expended for further pretrial and trial matters, and the relief sought. The parties are also
4 directed to include a **candid statement on the party's position on settlement**, including the
5 amount which the party will accept to settle, realistic settlement expectations, present settlement
6 proposals, and a history of past settlement discussions, offers, demands, and a report on
7 settlement efforts to date.

8 This Court will vacate the settlement conference if the Court finds the settlement
9 conference will be neither productive nor meaningful to attempt to resolve all or part of this case.
10 As far in advance of the settlement conference as possible, a party shall inform the Court and
11 other parties that it believes the case is not in a settlement posture so the Court may vacate or
12 reset the settlement conference. Otherwise the parties shall proceed with the settlement
13 conference in good faith to attempt to resolve all or part of the case.

14
15 IT IS SO ORDERED.

16 Dated: October 17, 2017

17 /s/ Barbara A. McAuliffe

18 UNITED STATES MAGISTRATE JUDGE

19
20
21
22
23
24
25
26
27
28