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IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION

MAURICE C. MOCK

Plaintiff,

vs.

CALIFORNIA DEPARTMENT OF  
CORRECTIONS AND REHABILITATION;  
PLEASANT VALLEY STATE PRISON;  
JEFFREY A. BEARD, in official capacity;  
JOHN KEITH, in his individual and official  
capacities; and DOES 1 through 50, inclusive,

Defendants.

Case No. 1:15-cv-01104-MJS

**STIPULATION TO SCHEDULE  
SETTLEMENT CONFERENCE; ORDER**

(Doc. 62)

The parties to the above-captioned matter stipulate as follows:

1. A Settlement Conference in this matter, which had previously been scheduled for June 15, 2016, at 10:30 a.m. in Department 7 before Hon. Sheila K. Oberto, was vacated by the court's order dated June 9, 2017 (Document No. 61) (the "**Order**").

2. The Order further commanded counsel for the parties to meet and confer and notify the court of a new Settlement Conference date on or before August 15, 2017.

1           3.       The parties have so met and conferred and now agree to schedule a new  
2 Settlement Conference date of November 30, 2017 at 10:00 a.m. in Department 7 before Hon.  
3 Sheila K. Oberto.

4           The parties so stipulate:

5  
6 Dated: August 11, 2017

Xavier Becerra  
Attorney General of California  
David J. Neill  
Supervising Deputy Attorney General

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10           /s/ Matthew T. Besmer  
11 Matthew T. Besmer  
12 Deputy Attorney General  
13 Attorneys for Defendant CDCR

14 Dated: August 11, 2017

KAHN, SOARES & CONWAY, LLP

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16           /s/ Robert B. Zumwalt  
17 Richard C. Conway  
18 Robert B. Zumwalt  
19 Attorneys for Plaintiff

20 Dated: August 11, 2017

LONGYEAR, O'DEA & LAVRA, LLP

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22           /s/ John A. Lavra  
23 John A. Lavra  
24 Attorneys for Defendant John Keith

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1 **ORDER**

2 Good cause appearing on the parties' Stipulation to Continue Settlement Conference  
3 (Doc. 62), it is hereby ORDERED that:

4 1. A Settlement Conference in this matter is calendared for **November 30, 2017**, at  
5 **10:00 a.m. in Courtroom 7** before the **Honorable Sheila K. Oberto**.

6 2. The parties are to send Confidential Settlement Conference Statements  
7 (Settlement Statement) to the following email address: SKOorders@caed.uscourts.gov, to arrive  
8 no later than five (5) business days before the conference. Each party shall also file a Notice of  
9 Submission of Confidential Settlement Conference Statement (*See* L.R. 270 (d)).

10 If the Settlement Conference is continued for any reason, each party must submit a new  
11 Settlement Statement that is complete in itself, without reference to any prior Settlement  
12 Statements.

13 Settlement Statements must be typed and double spaced. Each Settlement Statement *shall*  
14 *include the following*:

- 15 a. A brief summary of the core facts, allegations, and defenses.  
16 b. A summary of the proceedings to date.  
17 c. An estimate of the cost and time to be expended for further discovery,  
18 pretrial, and trial.  
19 d. The nature of the relief sought.  
20 e. An outline of past settlement efforts including information regarding the  
21 "Pre-settlement Conference Exchange of Demand and Offer" required above (including  
22 the itemization of damages), and a history of past settlement discussions, offers, and  
23 demands.  
24 f. A statement of each party's expectations and goals for the Settlement  
25 Conference.

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27 IT IS SO ORDERED.

28 Dated: August 15, 2017

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE

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