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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11	A.W. (A minor, by and through his parent)	Case No.: 1:17-cv-00854 DAD JLT
12	and guardian ad litem, AMY WRIGHT))	
13	Plaintiff,)	ORDER AFTER SETTLEMENT
14	v.)	CONFERENCE; ORDER SETTING FURTHER
15	TEHACHAPI UNIFIED SCHOOL)	SETTLEMENT CONFERENCE
16	DISTRICT, et al.,)	
17	Defendants.)	

18 The Court held a settlement conference in this case on June 21, 2018. Despite that it
19 appeared before the conference that the case was not in a settlement posture, it became apparent at
20 the conference that the parties *may* be able to come to terms of agreement. The parties agreed in
21 principle that if settlement can be achieved, it would include: 1.) provision of ABA services with
22 BCBA supervision until the entirety of the IEP team, including the parents, agrees to terminate or,
23 if the parents do not agree, that the District will seek a due process hearing; 2.) the plaintiff's
24 attorney's fees and costs in an amount lower than the amount last offered; 3.) that the Court would
25 retain jurisdiction to enforce the settlement agreement; and 4.) that the settlement is of this case
26 only. It appeared to the Court also, that settlement is less likely in the absence the Court's
27 assistance. Thus, the Court **ORDERS:**

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1. The Court sets a further telephonic¹ settlement conference on July 2, 2018 at 2:00 p.m.;²

2. In advance of the further settlement conference, counsel **SHALL** consider the following:

a. Whether they wish to commit to the ABA/BCBA services for a specific period of time and whether they will commit to a specific attendance requirement for the student;

b. The attorney's fees and costs incurred by the plaintiff to date.

IT IS SO ORDERED.

Dated: **June 22, 2018**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE

¹ Either attorney or the parties may choose to appear in person provided they alert the Court of the intent to do so.

² If this date is not convenient, counsel may select a different date—even an earlier date—provided the Court is available.