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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JOSHUA JOHAN MOLINA,
Plaintiff,
v.
MITCHELL ADAMS,
Defendant.

Case No.: 1:24-cv-00019-CDB
**ORDER REFERRING CASE TO POST-
SCREENING ADR AND STAYING CASE
FOR 90 DAYS**
45-DAY DEADLINE
**ORDER DIRECTING DEFENDANT TO
COMPLY WITH ORDER RE: CONSENT**
14-DAY DEADLINE

Plaintiff Joshua Johan Molina is proceeding pro se and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983. Defendant Mitchell Adams filed an answer to Plaintiff’s complaint on June 2, 2024.¹

The Court refers all civil rights cases filed by pro se inmates to Alternative Dispute Resolution (“ADR”) to attempt to resolve such cases more expeditiously and less expensively.

The Court stays this action for ninety days to allow the parties to investigate Plaintiff’s claims, meet and confer, and participate in an early settlement conference. The Court presumes that all post-screening civil rights cases assigned to the undersigned will proceed to a settlement conference. However, if, after investigating Plaintiff’s claims and meeting and conferring, either

¹ Sued herein as “Adams, Badge #709.”

1 party finds that a settlement conference would be a waste of resources, the party may opt out of
2 the early settlement conference.

3 Accordingly, it is hereby ORDERED:

- 4 1. This action is STAYED for **ninety (90) days** to allow the parties an opportunity to
5 settle their dispute before the discovery process begins. No pleadings or motions may
6 be filed in this case during the stay. The parties shall not engage in formal discovery,
7 but they may engage in informal discovery to prepare for the settlement conference.
- 8 2. **Within 45 days** from the date of this Order, the parties SHALL file the attached
9 notice, indicating their agreement to proceed to an early settlement conference or their
10 belief that settlement is not achievable at this time.
- 11 3. **Within 60 days** from the date of this Order, counsel for Defendant SHALL contact the
12 undersigned's Courtroom Deputy Clerk Susan Hall at shall@caed.uscourts.gov to
13 schedule the settlement conference, assuming the parties agree to participate in an
14 early settlement conference.
- 15 4. If the parties reach a settlement during the stay of this action, they SHALL file a
16 Notice of Settlement as required by Local Rule 160.
- 17 5. **Within 14 days** from the date of this Order, counsel for Defendant SHALL file a
18 completed consent/decline form as previously directed. (Doc. 5-1).
- 19 6. The Clerk of the Court SHALL serve via email copies of Plaintiff's complaint (Doc.
20 1), the Court's First Screening Order (Doc. 10), and a copy of this Order to ADR
21 Coordinator Sujean Park.

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23 *Remainder of This Page Intentionally Left Blank*
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7. The parties are obligated to keep the Court informed of their current addresses during the stay and the pendency of this action. Changes of address must be reported promptly in a Notice of Change of Address. *See* L.R. 182(f).

Failure to timely comply with this order will result in the imposition of sanctions.

IT IS SO ORDERED.

Dated: July 3, 2024


UNITED STATES MAGISTRATE JUDGE

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UNITED STATES DISTRICT COURT
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NOTICE REGARDING EARLY
SETTLEMENT CONFERENCE

1. The party or counsel agrees that an early settlement conference would be productive and wishes to engage in an early settlement conference.

Yes ____ No ____

2. Plaintiff (check one):

____ would like to participate in the settlement conference in person.

____ would like to participate in the settlement conference by telephone or video conference.

Dated:

Plaintiff or Counsel for Defendants