| 1        | BENJAMIN B. WAGNER  |   |  |
|----------|---|---|--|
| 2        | United States Attorney<br>TODD A. PICKLES<br>LYNN TRINKA ERNCE  |   |  |
| 3        | Assistant United States Attorneys<br>501 I Street, Suite 10-100   |   |  |
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| 5        | Facsimile: (916) 554-2900   |   |  |
| 6<br>7   | Attorneys for the Secretary of the Army   |   |  |
| 8        | IN THE UNITED STATES DISTRICT COURT   |   |  |
| 9        | EASTERN DISTRICT OF CALIFORNIA  |   |  |
| 10       |   |   |  |
| 11       | ROSYLN McCOY,   | CASE NO. 2:09-CV-01973 LKK-CMK  |  |
| 12<br>13 | Plaintiff,<br>v.  | PARTIES' JOINT REQUEST FOR<br>FURTHER SETTLEMENT<br>CONFERENCE; ORDER |  |
| 14       | '.<br>HONORABLE JOHN M. McHUGH,   | Trial: May 14, 2012   |  |
| 15       | Secretary of the Army,  | 111al. 11ay 11, 2012  |  |
| 16       | Defendant.  |   |  |
| 17       |   |   |  |
| 18       | JOINT REQUEST   |   |  |
| 19       | The parties have met and conferred with respect to a further settlement conference in this              |   |  |
| 20       | matter, and agree that further settlement discussions are appropriate at this time. With the consent of |   |  |
| 21       | counsel for Plaintiff, counsel for the Secretary has contacted the chambers of the Honorable Dale A.    |   |  |
| 22       | Drozd, who presided over the previous settlement conference, and has been informed that the Court       |   |  |
| 23       | is available for a settlement conference on April 2, 2012, which is also available for counsel for the  |   |  |
| 24       | parties. Magistrate Judge Drozd has informed the parties that the conference will be limited to no      |   |  |
| 25       | more than three hours, and both parties agree with that limitation. Accordingly, the parties hereby     |   |  |
| 26       | jointly request that this matter be set for a further settlement conference before Magistrate Judge     |   |  |

27 Drozd on April 2, 2012 at a time to be set by the Court.

| 1        |   | Respectfully submitted,                                    |  |
|----------|---|--|--|
| 2<br>3   | Dated: March 22, 2012   | BENJAMIN B. WAGNER<br>United States Attorney               |  |
| 4        | By:   | <u>/s/ Todd A. Pickles</u><br>TODD A. PICKLES              |  |
| 5        |   | Assistant U.S. Attorney                                    |  |
| 6        |   | Attorneys for the Secretary of the Army                    |  |
| 7        | Dated: March 22, 2012   | EQUALITY LAWYERS   |  |
| 8<br>9   | By:   | <u>/s/ Barbara Figari</u><br>LARRY ORGAN<br>BARBARA FIGARI |  |
| 10       |   | Attorneys for Plaintiff                                    |  |
| 11       |   |  |  |
| 12       | <u>ORDER</u>  |  |  |
| 13       | This matter came before the Court on the Parties' Joint Request for Further Settlement                |  |  |
| 14       | Conference. For good cause showing, the Court hereby SETS the matter for a Further Settlement         |  |  |
| 15       | Conference on April 2, 2012 before the Honorable Dale A. Drozd. The Court shall issue a minute        |  |  |
| 16       | order setting the time of the further settlement conference. Because the parties have already         |  |  |
| 17       | submitted settlement conference statements, they are not required to submit additional statements but |  |  |
| 18       | are permitted to do so.   |  |  |
| 19       | IT IS SO ORDERED.   |  |  |
| 20       | DATED: March 22, 2012   | avnie K Ker for  |  |
| 21       | LÀWRENCE K. KARLTON<br>SENIOR JUDGE   |  |  |
| 22       | U.  | NITED STATES DISTRICT COURT                                |  |
| 23       |   |  |  |
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