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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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10 CLINTON WAGNER,

No. 2:09-cv-3166 KJM KJN P

11 Plaintiff,

12 vs.

13 MOSS POSNER, et al.,

ORDER REQUESTING CONFIDENTIAL  
STATEMENTS RE: CASE SELECTION FOR  
PRISONER SETTLEMENT PROGRAM

14 Defendants.

FIFTEEN-DAY DEADLINE

15 \_\_\_\_\_/  
16 Plaintiff is a state prisoner, proceeding pro se and in forma pauperis, in this action  
17 filed pursuant to 42 U.S.C. § 1983.

18 The parties to this action shall each, no later than fifteen days from the date of the  
19 order, submit confidential statements as described below. The confidential statements shall not  
20 be served on the opposing party or filed with the court, but instead, delivered by mail, fax, e-mail  
21 or personal delivery to the court's Alternative Dispute Resolution ("ADR") division at the  
22 address, fax number, or e-mail address below and marked "Confidential." Such statements shall  
23 be limited to five pages and shall include the following:

24 1. The party's assessment of whether the instant action is of the type that would  
25 benefit from a settlement proceeding;

1                   2. The party's assessment of what factors, if any, will prevent settlement of this  
2 matter prior to trial; and

3                   3. Any additional information the court may find useful in determining whether  
4 to set this matter for a settlement conference.

5                   Should the Court determine this action to be appropriate for referral to the  
6 Prisoner Settlement Program, the Court will set this matter for a settlement conference before a  
7 magistrate judge or district judge.

8                   Accordingly, IT IS HEREBY ORDERED that:

9                   1. Within fifteen days from the date of this order, the parties shall submit  
10 confidential settlement statements as set forth above; and

11                   2. The Clerk of the Court is directed to send a copy of this order to:

12                   ADR Division, Attention: Sujean Park  
13                   U.S. District Court  
14                   501 I Street, Suite 4-200  
15                   Sacramento, CA 95814  
16                   Fax: (916) 491-3912  
17                   email: spark@caed.uscourts.gov

18 DATED: July 11, 2012

19                     
20                   KENDALL J. NEWMAN  
21                   UNITED STATES MAGISTRATE JUDGE

22 wagn3166.adr  
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