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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

SCOTT JOHNSON,

Plaintiff,

No. CIV S-11-00064 WBS KJN (TEMP) PS

vs.

EL DORADO LIQUORS, INC., et al.,

Defendants.

ORDER

_____/

This action was referred to the undersigned under Local Rule 302(c)(21). On May 4, 2011, defendants John Segall and Reva Segall filed motions to stay the action. Those motions were also referred to the undersigned. Defendants invoke provisions of the California Civil Code which allow for early evaluation conferences in actions where construction-related accessibility claims are made and where the subject site has been inspected by a Certified Access Specialist (“CASp”). See Cal. Civil Code, §§ 55.51, et seq. The Federal Rules of Civil Procedure govern the instant action, not California procedures. While an inspection by a CASp may be relevant to settlement negotiations in this matter, it does not appear a stay at this juncture is warranted.

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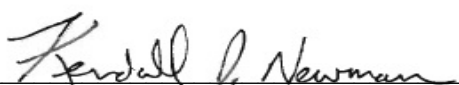
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Accordingly, IT IS HEREBY ORDERED that defendants' motions to stay (dkt. nos. 16, 17) are denied.

DATED: June 6, 2011


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

johnson-eldorado.stay.kjn