1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 LEE THIEL PAYNE, No. 2:11-cv-1970-TLN-EFB P 12 Plaintiff. 13 v. ORDER REQUESTING CONFIDENTIAL SETTLEMENT STATEMENTS FOR 14 MARTIN, et al., PRISONER SETTLEMENT PROGRAM 15 Defendants. 16 17 The parties to this action shall each, no later than thirty (30) days from the date of the order, submit confidential statements as described below. The confidential statements shall not 18 19 be served on the opposing party or filed with the court, but instead, delivered by mail, fax, email 20 or personal delivery to the court's Alternative Dispute Resolution (ADR) division at the address, 21 fax number or email address below and marked "Confidential." Such statements shall be limited 22 to five (5) pages and shall include the following: 23 1. The party's assessment of whether the instant action is of the type that would 24 benefit from a settlement proceeding; 25 2. The party's assessment of what factors, if any, will prevent settlement of this 26 matter prior to trial; and 3. Any additional information the court may find useful in determining whether to set 27 this matter for a settlement conference. 28 1

Should the court determine that this action is appropriate for referral to the Prisoner Settlement Program, it will set this matter for settlement conference before a magistrate judge or district judge. If not, the action will proceed in accordance with the discovery and scheduling order. IT IS SO ORDERED. DATED: December 19, 2013. EDMUND F. BRENNAN UNITED STATES MAGISTRATE JUDGE cc: ADR Division, Attention: Sujean Park **US District Court** 501 I Street, Suite 4-200 Sacramento, CA 95814 Fax: (916) 491-3912 email: spark@caed.uscourts.gov