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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KENNETH WAYNE PARKS,
Plaintiff,
v.
JEFFREY ROHLFING, et al.,
Defendants.

No. 2:15-cv-1505 KJM CKD P

ORDER SETTING
SETTLEMENT CONFERENCE

Plaintiff is proceeding with counsel with an action for violation of civil rights under 42 U.S.C. § 1983. The Court has determined that this case will benefit from a settlement conference. Therefore, this case will be referred to Magistrate Judge Stanley A. Boone to conduct a **video settlement conference, via the Zoom videoconferencing application**, on February 12, 2024, at 10:00 a.m. Counsel shall contact Courtroom Deputy Jan Nguyen at (559) 499-5672 or jnguyen@caed.uscourts.gov for the video and dial-in information, including any necessary passcodes.

The Court expects that the parties will proceed with the settlement conference in good faith and attempt to resolve all or part of the case. If any party believes that the settlement conference will not be productive, that party shall so inform the court as far in advance of the settlement conference as possible.

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1 The parties shall each submit to Judge Boone a confidential settlement conference
2 statement, as described below, to arrive at least seven days (one week) prior to the conference.

3 The Court puts the parties on notice that if Plaintiff has any outstanding criminal
4 restitution obligation, fines and/or penalties, these settlement negotiations shall not be geared
5 towards what the restitution obligation is, but what the value of the case itself is to each side,
6 irrespective of any outstanding restitution obligation.

7 In accordance with the above, IT IS HEREBY ORDERED that:

8 1. The case is set for a **video** settlement conference, **via the Zoom videoconferencing**
9 **application**, before Magistrate Judge Stanley A. Boone on **February 12, 2024, at**
10 **10:00 a.m.**

11 2. A representative with full and unlimited authority to negotiate and enter into a binding
12 settlement shall attend **via the Zoom videoconferencing application**.

13 3. Those in attendance must be prepared to discuss the claims, defenses and damages.

14 The failure or refusal of any counsel, party or authorized person subject to this order to
15 appear in person may result in the cancellation of the conference and the imposition of
16 sanctions.

17 4. Parties shall each provide a confidential settlement statement to the following email
18 address: saborders@caed.uscourts.gov. Settlement statements shall arrive no later
19 than **February 5, 2024**. Parties shall also file a Notice of Submission of Confidential
20 Settlement Statement (See Local Rule 270(d)). Settlement statements **should not be**
21 **filed** with the Clerk of the Court **nor served on any other party**. Settlement
22 statements shall be clearly marked "Confidential" with the date and time of the
23 settlement conference indicated prominently thereon.

24 5. The confidential settlement statement shall be **no longer than five pages** in length,
25 typed or neatly printed, and include the following:

26 a. A brief statement of the facts of the case.

27 b. A brief statement of the claims and defenses, i.e., statutory or other grounds upon
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which the claims are founded; a forthright evaluation of the parties' likelihood of prevailing on the claims and defenses; and a description of the major issues in dispute.

- c. An estimate of the cost and time to be expended for further discovery, pretrial, and trial.
 - d. The party's position on settlement, including present demands and offers and a history of past settlement discussions, offers, and demands.
 - e. A brief statement of each party's expectations and goals for the settlement conference, including how much a party is willing to accept and/or willing to pay.
 - f. If parties intend to discuss the joint settlement of any other actions or claims not in this suit, give a brief description of each action or claim as set forth above, including case number(s) if applicable.
6. If a settlement is reached at any point during this action, the parties shall file a Notice of Settlement in accordance with Local Rule 160.
7. The parties remain obligated to keep the Court informed of their current address at all times while the action is pending. Any change of address must be reported promptly to the Court in a separate document captioned for this case and entitled "Notice of Change of Address." See Local Rule 182(f).
8. **A failure to follow these procedures may result in the imposition of sanctions by the court.**

Dated: January 11, 2024


CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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