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 NATIONAL RAILROAD PASSENGER
 7 CORPORATION (“AMTRAK”)

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 LENARD R. MATTHEWS, SR.

14 UNITED STATES DISTRICT COURT
 15 EASTERN DISTRICT OF CALIFORNIA

17 LENARD R. MATTHEWS, SR.,
 18 Plaintiff,
 19 v.
 20 AMTRAK NATIONAL RAILROAD
 PASSENGER CORPORATION, and
 21 DOES 1 through 25, inclusive,
 22 Defendants.

Case No. 2:16-cv-00959-TLN-EFB

**STIPULATION AND ORDER TO TAKE
 SETTLEMENT CONFERENCE OFF
 CALENDAR IN LIGHT OF THE
 PARTIES’ AGREEMENT TO PRIVATE
 MEDIATION**

1 IT IS HEREBY STIPULATED, by and between Defendant NATIONAL RAILROAD
2 PASSENGER CORPORATION (“AMTRAK” or “Defendant”) and Plaintiff LENARD R.
3 MATTHEWS, SR. (“MATTHEWS” or “Plaintiff”), (collectively referred to as “the Parties”) as
4 follows:

5 WHEREAS, pursuant to the Court’s Minute Order issued on October 15, 2019 [Dkt.
6 36], the Settlement Conference was set for January 15, 2020 at 9:00 a.m. in Courtroom 25 before
7 Magistrate Judge Kendall J. Newman;

8 WHEREAS, pursuant to the Court’s Minute Order issued on December 31, 2019 [Dkt.
9 37], the Settlement Conference was reset for January 15, 2020 at 10:30 a.m. in Courtroom 25 before
10 Magistrate Judge Kendall J. Newman;

11 WHEREAS, the Parties have agreed to private mediation with Susan Feder of Judicate
12 West in lieu of the Settlement Conference before Magistrate Judge Kendall J. Newman;

13 THEREFORE IT IS HEREBY STIPULATED by and between the Parties, through
14 their respective counsel, that the Parties jointly request that the Court take the Settlement Conference
15 set for January 15, 2020, off calendar and the Parties participate in private mediation.

16 **IT IS SO STIPULATED.**

17 Dated: January 13, 2020

Respectfully Submitted,

18 /s/ Hector J. Rodriguez

19 BENJAMIN A. EMMERT
HECTOR J. RODRIGUEZ
20 LITTLER MENDELSON, P.C.
Attorneys for Defendant
21 NATIONAL RAILROAD PASSENGER
CORPORATION (“AMTRAK”)

22 Dated: January 13, 2020

Respectfully Submitted,

23 /s/ Joshua H. Watson

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PROPOSED ORDER

The court, having considered the Parties' stipulation to take the Settlement Conference set for January 15, 2010 off calendar and the Parties proceed to private mediation, hereby grants the request. The Settlement Conference set for January 15, 2020, is taken off calendar and the Parties are ordered to participate in private mediation.

IT IS SO ORDERED.

Dated: January 14, 2020



Troy L. Nunley
United States District Judge