1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 JOSEPH ANTHONY STAFFORD, Case No. 2:16-cv-01403-JAM-DMC (PS) 12 ORDER (1) SETTING SETTLEMENT Plaintiff. CONFERENCE, (2) REQUIRING PERSONAL 13 v. ATTENDANCE BY CERTAIN INDIVIDUALS, AND (3) REQUIRING 14 DOSS, et al., SETTLEMENT CONFERENCE STATEMENT MEETING CERTAIN 15 Defendants. PARAMETERS 16 17 Magistrate Judge Jeremy D. Peterson will hold a settlement conference by Zoom on February 16, 2022 at 10:00 a.m. The court expects that the parties will proceed with the 18 19 settlement conference in good faith and attempt to resolve all or part of the case. If any party 20 believes that the settlement conference will not be productive, that party shall so inform the court 21 as far in advance of the settlement conference as possible. Unless otherwise permitted in advance 22 by the court, the following individuals must attend the settlement conference: (1) all of the 23 attorney(s) who will try the case; and (2) individuals with full authority to negotiate and settle the 24 case, on any terms. 25 No later than one week prior to the settlement conference, each party must submit to 26 Judge Peterson's chambers at jdporders@caed.uscourts.gov, or by mail at U.S. District Court, 27 501 I Street, Sacramento, CA 95814, a confidential settlement conference statement. These 28 statements should neither be filed on the docket nor served on any other party. The statements 1

1	should be marked "CONFIDENTIAL" and should state the date and time of the conference. The
2	statements should not be lengthy but should include:
3	(1) a brief recitation of the facts;
4	(2) a discussion of the strengths and weaknesses of the case;
5	(3) an itemized estimate of the expected costs for further discovery, pretrial, and trial
6	matters, in specific dollar terms;
7	(4) your best estimate of the probability that plaintiff will obtain a finding of liability
8	should this case proceed to trial, in percentage terms;
9	(5) should this case proceed to trial and defendant be found liable, please provide the
10	following, in specific dollar terms:
11	(a) a realistic high-end recovery estimate (i.e., realistic best- or worst-case
12	scenario);
13	(b) a realistic low-end recovery estimate (i.e., realistic worst- or best-case
14	scenario); and
15	(c) a best estimate of the most likely outcome;
16	(6) a history of settlement discussions, including:
17	(a) a statement of your expectations for settlement discussions;
18	(b) a listing of any past and present settlement offers from any party (including all
19	terms);
20	(c) whether your party would consider making the opening offer or demand, and
21	what that offer might be <sup>1</sup> ;
22	(7) a list of the individuals who will be participating in the settlement conference on your
23	party's behalf, including each participant's name and, if appropriate, title; and
24	(8) identification of any related cases or of any other cases that the parties might wish to
25	discuss at this settlement conference.
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27 28	Please note that Judge Peterson will consider this response, among others, in evaluating whether proceeding with a settlement conference appears worthwhile.

In accordance with the above, it is hereby ORDERED that: 1. A settlement conference is set before Magistrate Judge Peterson on February 16, 2022, at 10:00 a.m. 2. No later than February 9, 2022, each party must submit a confidential settlement conference statement, as described above, to Magistrate Judge Peterson. Dated: December 6, 2021 UNITED STATES MAGISTRATE JUDGE