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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	BRIAN SPEARS,	Case No. 2:16-cv-02177-JAM-JDP (PC)
12	Plaintiff,	ORDER (1) SETTING SETTLEMENT CONFERENCE, (2) REQUIRING PERSONAL
13	V.	ATTENDANCE BY CERTAIN INDIVIDUALS, AND (3) REQUIRING
14	MICHELLE BIANCHI, et al.,	SETTLEMENT CONFERENCE STATEMENT MEETING CERTAIN
15	Defendants.	PARAMETERS
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17	Magistrate Judge Jeremy D. Peterson v	will hold a settlement conference by Zoom on
18	December 1, 2021 at 10:00 a.m. The court expects that the parties will proceed with the	
19	settlement conference in good faith and attempt	pt to resolve all or part of the case. If any party
20	believes that the settlement conference will no	ot 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 at	ttend the settlement conference: (1) all of the
23	attorney(s) who will try the case; and (2) indiv	viduals with full authority to negotiate and settle the
24	case, on any terms.	
25	No later than one week prior to the set	tlement conference, each party must submit to
26	Judge Peterson's chambers at jdporders@caed	l.uscourts.gov, or by mail at U.S. District Court,
27	501 I Street, Sacramento, CA 95814, a confide	ential settlement conference statement. These
28	statements should neither be filed on the dock	et nor served on any other party. The statements
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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>i.e.</i> , realistic best- or worst-case
12	scenario);
13	(b) a realistic low-end recovery estimate (<i>i.e.</i> , 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 ¹ ;
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
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25	(8) identification of any related cases or of any other cases that the parties might wish to
26	discuss at this settlement conference.
27 28	¹ Please note that Judge Peterson will consider this response, among others, in evaluating whether proceeding with a settlement conference appears worthwhile. 2

1	In accordance with the above, it is hereby ORDERED that:
2	1. A settlement conference is set before Magistrate Judge Peterson on December 1, 2021,
3	at 10:00 a.m.
4	2. No later than November 24, 2021, each party must submit a confidential settlement
5	conference statement, as described above, to Magistrate Judge Peterson.
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8	Dated: November 2, 2021
9	JEREMY D. PETERSON UNITED STATES MAGISTRATE JUDGE
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