1

2

3

4

5

6

7

8   UNITED STATES DISTRICT COURT

9   FOR THE EASTERN DISTRICT OF CALIFORNIA

10

11   WILLIE D. RANDLE,   No. 2:16-cv-2419 KJN P

12   Plaintiff,

13   v.   ORDER

14   M. GOODWIN, et al.,

15   Defendants.

16

17   Plaintiff is a state prisoner, proceeding pro se. On April 3, 2018, this case was settled

18   during a settlement conference at which plaintiff appeared by videoconference, and the

19   undersigned placed the settlement on the record. Later that day, plaintiff wrote a letter to the

20   undersigned, claiming that "we forgot or did not address" two defendants, Tripoli and Yang, who

21   were not yet served with process in this action.
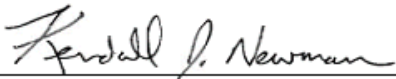
22   The undersigned reviewed the settlement proceedings. At that hearing, the undersigned

23   informed the parties that the settlement was a "complete resolution of all claims" in this case and

24   plaintiff's other pending case, Randle v. Elizarraras, No. 2;17-cv-1700 KJN (E.D. Cal.), including

25   "all claims, current or former." The only exceptions to the settlement noted on the record were

26   plaintiff's other two open cases: 2:17-cv-01583 AC, and 2:18-cv-00411 CMK.

27   Thus, plaintiff is informed that he may not pursue his claims against defendants Tripoli

28   and Yang in this action, even though they were not served with process, because the settlement of

                                         1

1 this action included plaintiff's claims against defendants Tripoli and Yang. Plaintiff is reminded

2 that it may take up to six months to receive settlement funds. If plaintiff has not received the

3 proceeds by October 3, 2018, he should contact the defendants' attorney of record to inquire as to

4 the status of the settlement proceeds.

5   Accordingly, IT IS HEREBY ORDERED that plaintiff's request to proceed with claims as

6 to defendants Tripoli and Yang (ECF No. 33) is denied.

7 Dated: April 18, 2018

8

9   KENDALL J. NEWMAN
                                                          UNITED STATES MAGISTRATE JUDGE

10

11 /rand2419.pro.d

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28