



1 No later than one week prior to the settlement conference, each party must submit to  
2 Judge Peterson's chambers at [jdorders@caed.uscourts.gov](mailto:jdorders@caed.uscourts.gov), or by mail at U.S. District Court,  
3 501 I Street, Suite 4-200, Sacramento, CA 95814, a confidential settlement conference statement.

4 These statements should neither be filed on the docket nor served on any other party. The  
5 statements should be marked "CONFIDENTIAL" and should state the date and time of the  
6 conference. The statements should not be lengthy but should include:

7 (1) a brief recitation of the facts;

8 (2) a discussion of the strengths and weaknesses of the case;

9 (3) an itemized estimate of the expected costs for further discovery, pretrial, and trial  
10 matters, in specific dollar terms;

11 (4) your best estimate of the probability that plaintiff will obtain a finding of liability  
12 should this case proceed to trial, in percentage terms;

13 (5) should this case proceed to trial and defendant be found liable, please provide the  
14 following, in specific dollar terms:

15 (a) a realistic high-end recovery estimate (*i.e.*, realistic best- or worst-case  
16 scenario);

17 (b) a realistic low-end recovery estimate (*i.e.*, realistic worst- or best-case  
18 scenario); and

19 (c) a best estimate of the most likely outcome;

20 (6) a history of settlement discussions, including:

21 (a) a statement of your expectations for settlement discussions;

22 (b) a listing of any past and present settlement offers from any party (including all  
23 terms);

24 (c) whether your party would consider making the opening offer or demand, and  
25 what that offer might be<sup>1</sup>;

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28 <sup>1</sup> Please note that Judge Peterson will consider this response, among others, in evaluating whether proceeding with a settlement conference appears worthwhile.

1 (7) a list of the individuals who will be participating in the settlement conference on your  
2 party's behalf, including each participant's name and, if appropriate, title;

3 (8) plaintiff's anticipated release date;

4 (9) an estimate of restitution and fees, including court fees and filing fees, owed by  
5 plaintiff; and

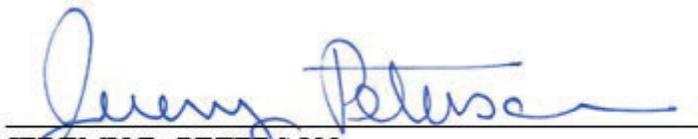
6 (10) identification of any related cases, any prior settlements involving the plaintiff, or any  
7 other cases that the parties might wish to discuss at this settlement conference.

8 In accordance with the above, it is hereby ORDERED that:

9 1. A settlement conference is set before Magistrate Judge Peterson on January 16, 2024,  
10 at 10:00 a.m.

11 2. No later than January 9, 2024, each party must submit a confidential settlement  
12 conference statement, as described above, to Magistrate Judge Peterson.

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14 Dated: November 9, 2023

  
15 JEREMY D. PETERSON  
16 UNITED STATES MAGISTRATE JUDGE  
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