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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

NATURAL RESOURCES DEFENSE  
COUNCIL, INC., et al.,

No. C 01-0421 JL (MEJ)

Plaintiff(s),

**ORDER RE: SETTLEMENT REFERRAL**

vs.

DONALD EVANS, et al.,

Defendant(s).

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This case has been referred to the undersigned magistrate judge to conduct a settlement conference. Although the undersigned is willing to proceed with a settlement conference in this matter, it would only be with the consent of all parties and their knowledge that I have made a donation to Plaintiff Natural Resources Defense Council, Inc. through the Court's Combined Federal Campaign. Accordingly, the Court hereby ORDERS the parties to individually file either (1) a consent to Magistrate Judge Maria-Elena James presiding over a settlement conference in this matter, with full knowledge of the above-mentioned donation; or (2) a request that I recuse myself and have this matter reassigned to another magistrate judge for a settlement conference. The parties shall file their consent or request for reassignment by April 21, 2009.

**IT IS SO ORDERED.**

Dated: April 9, 2009

  
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MARIA-ELENA JAMES  
United States Magistrate Judge