

1 George D. Calkins II, Esq.  
 2 JAMS  
 3 1601 Cloverfield Blvd.  
 4 Suite 370-South  
 5 Santa Monica, CA 90404  
 Telephone: (310) 392-3044  
 Facsimile: (310) 396-7576  
 gcalkins@jamsadr.com

6 **UNITED STATES DISTRICT COURT**  
 7 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

8 MITCHELL ENGINEERING, a California  
 9 corporation,

10 Plaintiff,

11 v.

12 CITY AND COUNTY OF SAN  
 13 FRANCISCO, [a political subdivision of  
 14 the State of California], ANTHONY  
 15 IRONS, in his individual and official  
 16 capacity, MICHAEL QUAN, in his  
 17 individual and official capacity, ALAN  
 18 WONG, in his individual and official  
 19 capacity,

20 Defendants.

No. CV 08-4022 SI

**[PROPOSED] ORDER REQUIRING  
 ATTENDANCE AT FACILITATED  
 MANDATORY SETTLEMENT  
 CONFERENCE**

Judge: Hon. Susan Illston  
 Action Filed: August 22, 2008  
 Settlement Conf.: August 26, 2010 at 9:00 a.m.  
 Conf. Place: Chambers, 19th Floor  
 Trial Date: August 30, 2010

1 A mandatory settlement conference is set for August 26, 2010 at 9:00 a.m. in Judge  
2 Illston's Chambers, at which mediator George D. Calkins II, Esq. will attempt to resolve, through  
3 a global settlement, the following pending state and federal actions involving Mitchell  
4 Engineering, Arch Insurance Company, and the City and County of San Francisco/San Francisco  
5 Public Utilities Commission:

- 6 • *Mitchell Engineering v. City and County of San Francisco, et al.*, United States  
7 District Court for the Northern District of California, San Francisco Division, No.  
CV-08-4022;
- 8 • *Mitchell Engineering v. City and County of San Francisco, et al.*, California  
9 Superior Court, Alameda County, No. RG07339056;
- 10 • *Thunder Electric, Inc. v. Mitchell Engineering, Inc., et al.*, California Superior  
11 Court, San Francisco County, No. CGC-06-458051;
- 12 • *City and County of San Francisco v. Mitchell Engineering.*, California Superior  
13 Court, San Francisco County, No. CGC-07-465522;
- 14 • *Mitchell Engineering v. City and County of San Francisco, et al.*, California  
15 Superior Court, San Francisco County, No. CGC-07-468361; and
- 16 • *City and County of San Francisco v. Mitchell Engineering, et al.*, California  
17 Superior Court, San Francisco County, No. CGC-07-465524.

18 Whereas the attendance of the parties and others is essential to the success of the  
19 mandatory settlement conference, and good cause appearing:

20 IT IS HEREBY ORDERED that representatives of the following entities with full  
21 settlement authority and the following individuals attend the above-referenced settlement  
22 conference on August 26, 2010:

- 23 • Mitchell Engineering;
- 24 • Curtis Mitchell of Mitchell Engineering;
- 25 • Michael Silva of Mitchell Engineering;
- 26 • San Francisco Public Utilities Commission;
- 27 • Michael Carlin of San Francisco Public Utilities Commission;
- 28 • National Union Fire Insurance Company of Pittsburgh, Pa.;
- Chartis Specialty Insurance Company;
- Herbert Lazar of Chartis Insurance; and

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

- Bruce Friedman and/or Frank Kaplan of Bingham McCutchen LLP, counsel for National Union Fire Insurance Company of Pittsburgh, Pa.

IT IS HEREBY FURTHER ORDERED that counsel for City and County of San Francisco shall immediately serve this Order on the above-referenced persons ordered to attend the settlement conference.

DATED: August \_\_\_, 2010



By: \_\_\_\_\_  
HON. SUSAN ILLSTON  
UNITED STATES DISTRICT JUDGE