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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BRANLETT EUGENE KIMMONS,  
Plaintiff,  
v.  
A. AVILAR,  
Defendant.

Case No. 14-cv-00954-JD (NJV)

**REPORT OF PRO SE PRISONER  
EARLY SETTLEMENT PROCEEDING**

A settlement conference was held on October 19, 2017, and the results of that proceeding are indicated below:

(1) The following individuals, parties, and/or representatives participated in the proceeding, and each possessed the requisite settlement authority:

- Plaintiff, Branlett Eugene Kimmons, Pro Se.
- Warden or warden’s representative
- Office of the California Attorney General
- Other: Peter J. Hirsig, Adam C. Young and, for CDCR, Brad Smith.

(2) The following individuals, parties, and/or representatives did not appear:

\_\_\_\_\_

(3) The outcome of the proceeding was:

The case has been completely settled. The parties agree that a proposed stipulated order for dismissal of this case will be filed with the Court on \_\_\_\_\_.

The case has been partially resolved and counsel for defendants shall file a joint stipulation regarding those claims which have been resolved. The issues outlined on the sheet attached remain for this Court to resolve.

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( X ) The parties are unable to reach an agreement at this time.

**IT IS SO ORDERED.**

Dated: 10/23/2017



NANDOR J. VADAS  
United States Magistrate Judge

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**CERTIFICATE OF SERVICE**


I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on October 27, 2017, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Branlett Eugene Kimmons  
140 A Tony Diaz Drive  
Woodland, CA 95776

Dated: October 27, 2017

Susan Y. Soong  
Clerk, United States District Court

By:   
Gloria Knudson, Deputy Clerk to the  
Honorable NANDOR J. VADAS