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28UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ANTHONY PEEL,
Plaintiff,
v.
COUNTY OF SAN MATEO, et al.,
Defendants.

Case No. 15-cv-04694-JST

**ORDER RE ALTERNATIVE DISPUTE
RESOLUTION**

This civil rights case was filed on October 9, 2015. ECF No. 1. On the same date, the Court issued an Order Setting Initial Case Management Conference and ADR Deadlines. ECF No. 3. That order provided, in pertinent part, that the parties were required to file either a Stipulation to ADR Process or Notice of Need for ADR Phone Conference Order by December 17, 2015. Id. On December 17, 2015, the parties filed a Stipulation and Proposed Order selecting private mediation. ECF No. 15.

On March 9, 2016, the parties filed a Joint Case Management Statement in connection with the Case Management Conference scheduled for March 16, 2016. ECF No. 23. In the JCMS, Defendants state that they no longer wish to participate in private mediation, and “will be filing an amended stipulation seeking a settlement conference with a magistrate judge, or alternatively, obtain an order at the Case Management Conference making this change.” Id. at 4.

The court rules do not permit the parties to schedule a settlement conference with a Magistrate Judge by stipulation. As set forth in A.D.R. Local Rule 3-5, “[i]f the parties are unable to agree on an ADR process, or if the parties believe that a settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, they must file a “Notice of Need for ADR Phone Conference.” A.D.R. L.R. 3-5(c)(2). This

United States District Court
Northern District of California

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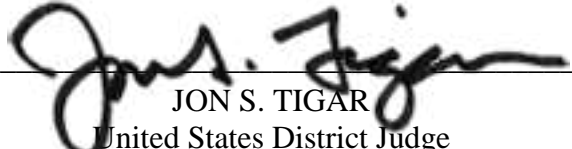
requirement is also stated on the face of the Northern District of California’s form Stipulation and Proposed Order Selecting ADR Process, a copy of which the parties filed on December 17, 2015.

If the parties believe that a settlement conference with a Magistrate Judge is “appreciably more likely to meet their needs than any other form of ADR,” or if other issues have arisen regarding their previous agreement (and the Court’s order) to mediate, they should schedule a phone conference with the ADR office.

The Court will not address this subject further at the Case Management Conference.

IT IS SO ORDERED.

Dated: March 14, 2016



JON S. TIGAR
United States District Judge