

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VANESSA GURROLA, et al.,

Plaintiffs,

v.

ANTIOCH UNIFIED SCHOOL DISTRICT,

Defendant.

Case No. [16-cv-00308-JCS](#) (SK)

**NOTICE OF SETTLEMENT
CONFERENCE AND SETTLEMENT
CONFERENCE ORDER**

TO ALL PARTIES AND COUNSEL OF RECORD:

The above matter was referred to Magistrate Judge Sallie Kim for settlement purposes.

You are hereby notified that a Settlement Conference is scheduled for September 6, 2016 **at 10:30 a.m.** in Courtroom A, 15th Floor, Federal Building, 450 Golden Gate Avenue, San Francisco, California 94102. The Court will hold a telephone conference in preparation for the Settlement Conference on **August 9, 2016 at 2:00 PM**. Counsel shall set up the call and email the Court at skcrd@cand.uscourts.gov with the dial-in information by August 8, 2016 at 2:00 PM. If the parties are unable to participate in the telephonic scheduling conference on the date selected by the Court, the parties shall meet and confer and provide to the email address above three mutually agreed upon dates and times at which they will be available.

It is the responsibility of counsel to ensure that whatever discovery is needed for all sides to evaluate the case for settlement purposes is completed by the date of the Settlement Conference. Counsel shall cooperate in providing discovery informally and expeditiously.

Lead trial counsel shall appear at the Settlement Conference with the parties. Any party who is not a natural person shall be represented by the person(s) with **unlimited** authority to negotiate a settlement. A person who needs to call another person not present before agreeing to any settlement does not have full authority. An insured party shall appear with a representative of

1 the carrier with full authority to negotiate up to the limits of coverage. Personal attendance of a
2 party representative will rarely be excused by the Court, and then only upon separate written
3 application demonstrating substantial hardship served on opposing counsel and lodged as early as
4 the basis for the hardship is known but no later than the Settlement Conference Statement.

5 **Each party shall prepare a Settlement Conference Statement, which must be**
6 **LODGED with the undersigned's Chambers (NOT electronically filed) no later than**
7 **fourteen (14) calendar days prior to the conference.** Please 3-hole punch the document at the
8 left side.

9 **All parties shall also submit their Settlement Conference Statement in .pdf format**
10 **and email their statement to SKPO@cand.uscourts.gov.**

11 The Settlement Conference Statement need not be served on opposing counsel. The
12 parties are encouraged, however, to exchange Settlement Conference Statements. The parties
13 should specify in their Settlement Conference Statement whether or not they served it on opposing
14 counsel. If Settlement Conference Statements are exchanged, any party may submit an additional
15 confidential settlement letter to the Court not to exceed three (3) pages. The contents of this
16 confidential settlement letter will not be disclosed to the other parties.

17 The Settlement Conference Statement shall not exceed ten (10) pages of text and twenty
18 (20) pages of exhibits and shall include the following:

- 19 1. A brief statement of the facts of the case.
- 20 2. A brief statement of the claims and defenses including, but not limited to, statutory
21 or other grounds upon which the claims are founded and a candid evaluation of the
22 parties' likelihood of prevailing on the claims and defenses.
- 23 3. A list of the key facts in dispute and a brief statement of the specific evidence
24 relevant to a determination of those facts.
- 25 4. A summary of the proceedings to date and any pending motions.
- 26 5. An estimate of the cost and time to be expended for further discovery, pretrial and
27 trial.
- 28 6. The relief sought, including an itemization of damages.

1. Their settlement objectives.
2. Any impediments to settlement they perceive.
3. Whether they have enough information to discuss settlement. If not, what additional information is needed?
4. The possibility of a creative resolution of the dispute.

IT IS SO ORDERED.

Sallie Kim
SALLIE KIM
United States Magistrate Judge