

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

3 DARRYL LEE GOLDSTEIN,

No. C 07-05958 SBA (PR)

4 Plaintiff,

**ORDER DENYING DEFENDANTS'
MOTION FOR EXTENSION OF TIME TO
CONDUCT SETTLEMENT CONFERENCE;
AND DENYING THEIR REQUEST TO
APPEAR TELEPHONICALLY**

5 v.

6 ROBERT SILLEN, et al.,

7 Defendants.

(Docket no. 320)

8
9 The Northern District of California has established a Pro Se Prisoner Settlement Program.
10 Certain prisoner civil rights cases may be referred to a neutral magistrate judge for prisoner
11 settlement proceedings. The proceedings will consist of one or more conferences as determined by
12 Magistrate Judge Nandor Vadas. The conferences shall be conducted at California State Prison -
13 Solano.

14 On March 10, 2010, the present pro se civil right action was referred to Magistrate Judge
15 Vadas for settlement proceedings pursuant to the Pro Se Prisoner Settlement Program. On August
16 3, 2010, the parties met for a settlement conference and were unable to reach an agreement.

17 On August 25, 2010, the Court referred the case for further settlement proceedings before
18 Judge Vadas. On December 29, 2010, a settlement conference was held, and the case was
19 partially settled with respect to Defendant Tootell. At that settlement conference, the remaining
20 Defendants claim they extended "a extremely generous settlement offer" to Plaintiff. (Defs.' EOT
21 Req. at 2.) However, Plaintiff declined it.

22 In an Order dated March 31, 2011, the present case was referred again to Magistrate Judge
23 Vadas for further settlement proceedings. The settlement conference was set to take place on June 1,
24 2011.

25 On April 21, 2011, Defendants requested that the June 1, 2011 settlement conference be
26 continued. On that same day, the Court granted Defendants' request and rescheduled the settlement
27 conference for July 26, 2011.
28

1 On July 13, 2011 -- less than two weeks before the July 26, 2011 settlement conference --
2 Defendants filed a joint motion for an extension of time to conduct the settlement conference.
3 Defendants also request that their attorneys be allowed to attend the settlement conference
4 telephonically.

5 Having considered the papers filed in support of the Defendants' request for an extension, the
6 Court finds that an extension of time to conduct the settlement conference is inappropriate.
7 Defendants have already received a previous two-month extension, and their current request is
8 untimely. Furthermore, Defendants do not give sufficient reasons to warrant allowing them to attend
9 the settlement conference telephonically.

10 Accordingly, IT IS HEREBY ORDERED that Defendants' motion for an extension of time to
11 conduct the settlement conference (docket no. 320) is DENIED. Defendants' request to appear
12 telephonically is also DENIED. The settlement conference will be held as scheduled on **Tuesday,**
13 **July 26, 2011 at 9:00 AM.** It shall be conducted at California State Prison - Solano with
14 Defendants and/or the representative for Defendants attending in person.

15 The Clerk of the Court shall serve a copy of this Order on Magistrate Judge Vadas in Eureka,
16 California.

17 This Order terminates Docket no. 320.

18 IT IS SO ORDERED.

19 DATED: 7/21/11


SAUNDRA BROWN ARMSTRONG
United States District Judge

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1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 DARRYL L. GOLDSTEIN,

5 Plaintiff,

6 v.

7 ROBERT SILLEN, ET AL. et al,

8 Defendant.

Case Number: CV07-05958 SBA

CERTIFICATE OF SERVICE

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

11 That on July 21, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
13 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle
14 located in the Clerk's office.

15 Darryl Lee Goldstein P-79097
16 California State Prison - Solano
17 2100 Peabody Rd.
18 P.O. Box 4000
19 Vacaville, CA 95696

20 Dated: July 21, 2011

21 Richard W. Wieking, Clerk
22 By: LISA R CLARK, Deputy Clerk
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