

United States District Court
For the Northern District of California

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

SHEKY Y. LEE,

Plaintiff,

v.

AMERICAN HOME MORTGAGE SERVICING,
INC.; FIDELITY NATIONAL TITLE
COMPANY; and POWER DEFAULT SERVICES,
INC.,

Defendants.

_____ /

No. C 12-2287 CW

ORDER REFERRING
CASE TO
ALTERNATIVE
DISPUTE
RESOLUTION UNIT
FOR INITIAL
ASSESSMENT

Pursuant to Civil L.R. 16-8 and ADR L.R. 2-3, the Court refers this foreclosure-related action to the Alternative Dispute Resolution (ADR) Unit to assess this case's suitability for mediation or a settlement conference. Plaintiff Sheky Y. Lee and Defendants American Home Mortgage Servicing, Inc. and Power Default Services, Inc., or their counsel, shall participate in a telephone conference, to be scheduled by the ADR Unit on a date before June 14, 2012.

The parties or their counsel shall be prepared to discuss the following subjects:

- (1) Identification and description of claims and alleged defects in loan documents.

- 1 (2) Prospects for loan modification.
2 (3) Prospects for settlement.
3 (4) Any other matters that may be conducive to the just,
4 efficient and economical determination of the
action.

5 The parties need not submit written materials to the ADR Unit for
6 the telephone conference.

7 In preparation for the telephone conference, Plaintiff shall
8 do the following:

- 9 (1) Review relevant loan documents and the claims he has
10 filed.
11 (2) If Plaintiff is seeking a loan modification to
12 resolve all or some of his claims, he shall prepare
13 a current, accurate financial statement and gather
14 all of the information and documents customarily
needed to support a loan modification request.
Further, Plaintiff shall immediately notify
Defendants' counsel of his request for a loan
modification.
15 (3) Provide counsel for Defendants with information
16 necessary to evaluate the prospects for loan
17 modification. The general and financial information
18 provided to Defendants may be in the form of a
financial statement, worksheet or application
customarily used by financial institutions.

19 In preparation for the telephone conference, counsel for
20 Defendants shall do the following.

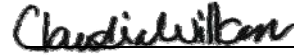
- 21 (1) If Defendants are unable or unwilling to do a loan
22 modification after receiving notice of Plaintiff's
request, counsel for Defendants shall promptly
notify Plaintiff to that effect.
23 (2) Arrange for a representative of each Defendant with
24 full settlement authority to participate in the
telephone conference.

25 The ADR Unit will provide the parties with additional
26 information regarding the telephone conference, including the date
27 it will be held. After the telephone conference has been held, the
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1 ADR Unit will advise the Court of its recommendation for further
2 ADR proceedings.

3 IT IS SO ORDERED.

4 Dated: 5/29/2012



CLAUDIA WILKEN
United States District Judge

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