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11 IN THE UNITED STATES DISTRICT COURT
 12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

14	TODD D. PICKENS,	
15		Plaintiff,
16		
17	v.	
18	PELICAN BAY STATE PRISON, et al.,	
19		Defendant.

C 04-2621 JF

**STIPULATION TO REQUEST
 COURT TO REFER CASE TO
 PRO SE MEDIATION
 PROGRAM WITH
 MAGISTRATE JUDGE
 VADAS; ~~PROPOSED~~
 ORDER**

21 TO THE COURT IN THE ABOVE-CAPTIONED ACTION:

22 On November 19, 2008, counsel for Defendant Northrup and Plaintiff had a telephone
 23 conversation during which the parties agreed to request that the Court refer the matter to the
 24 Prisoner Pro Se Mediation Program with Magistrate Judge Vadas for mediation or a settlement
 25 conference. The parties agree that should such mediation or settlement conference be
 26 unsuccessful, the parties will retain all their litigation rights, including any demand for jury trial.

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Stip. to Refer Case to Pro Se Mediation Prog.

T. Pickens v. PBSP, et al.
 C 04-2621 JF

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As such, the parties jointly request that the case be referred to Magistrate Judge Vadas and the Pro Se Mediation Program for mediation or settlement conference.

IT IS SO STIPULATED.

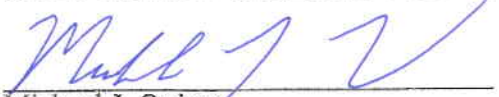
Date: 12/24/08



By: Todd D. Pickens
Plaintiff in Pro Per

Date: 12/1/08

EDMUND G. BROWN JR.
CA ATTORNEY GENERAL'S OFFICE

By: 
Michael J. Quinn
Deputy Attorney General
Attorneys for Defendant Northrup

[PROPOSED] ORDER

Based on the foregoing stipulation, the Court refers this case to Magistrate Judge Vadas and the Pro Se Mediation Program for a possible settlement of this case.

IT IS SO ORDERED.

Date: 12/2/08



THE HONORABLE JEREMY FOGEL
UNITED STATES DISTRICT COURT

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CERTIFICATE OF SERVICE

Case Name: **T. Pickens v. PBSP, et al.**

No.: **C 04-2621 JF**

I hereby certify that on **December 1, 2008**, I electronically filed the following document(s) with the Clerk of the Court by using the CM/ECF system:

STIPULATION TO REQUEST COURT TO REFER CASE TO PRO SE MEDIATION PROGRAM WITH MAGISTRATE JUDGE VADAS; [PROPOSED] ORDER

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

kwilliams@williamslegal.net, solsson@williamslegal.net
mwilson@williamslegal.net, kgrundhoefer@williamslegal.net

I further certify that some of the participants in the case are not registered CM/ECF users. On **December 1, 2008**, I have mailed the foregoing document(s) by First-Class Mail, postage pre-paid, or have dispatched it to a third party commercial carrier for delivery within three (3) calendar days to the following non-CM/ECF participants:

Todd D. Pickens, P-16993
CTF - Soledad
RA-322L
P.O. Box 705 North
Soledad, CA 93960-0705
Pro Per

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on **December 1, 2008**, at San Francisco, California.

M.M. Argarin

Declarant

/s/ M.M. Argarin

Signature