

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
10

11 ALEJANDRO GALLEGOS,

12 Plaintiff,

13 v.

14 K. SEELEY, M.D.,

15 Defendant.  
16

Case No.: 18cv1322-JAH(MSB)

**ORDER GRANTING DEFENDANT’S EX  
PARTE APPLICATION TO WAIVE  
PERSONAL APPEARANCE AT  
MANDATORY SETTLEMENT  
CONFERENCE [ECF No. 25]**

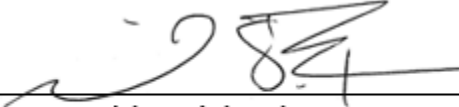
17 On July 30, 2019, Defendant filed an ex parte application to waive his personal  
18 appearance at the Mandatory Settlement Conference (“MSC”) on August 7, 2019. (See  
19 ECF No. 25.)

20 In support of the request to excuse Dr. Seeley’s appearance, Defendant’s counsel  
21 explains in his declaration that “Dr. Seeley does not have any independent settlement  
22 authority in this matter” and “[g]iven the nature of this case, travel to San Diego for a  
23 personal appearance would constitute an undue burden on government resources,” as  
24 Defendant would not be able to provide medical care to inmates at Centinela State  
25 Prison. (ECF No. 25-1 at ¶4.) The application indicates that Defendant, Dr. Seeley, “will  
26 be available by telephone during the settlement conference to discuss the facts of the  
27 case or any other matters necessary.” (ECF No. 25 at 2.) Finding good cause, the Court  
28 hereby excuses Dr. Seeley’s personal appearance. The Court **ORDERS** Dr. Seeley to

1 provide his contact information to defense counsel and to remain available by  
2 telephone for the duration of the MSC.

3 **IT IS SO ORDERED.**

4 Dated: July 30, 2019

5   
6 Honorable Michael S. Berg  
7 United States Magistrate Judge  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28