

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Kathleen M. Tafoya

Civil Action No. 11-cv-03028-RBJ -KMT

ALYCE C. SILVA,

Plaintiff,

v.

CITY OF LAKEWOOD,

Defendant.

ORDER SETTING EARLY NEUTRAL EVALUATION

An early neutral evaluation is hereby scheduled in this case for **November 15, 2012** in Courtroom C-201, Second Floor of the Byron Rogers U.S. Courthouse, 1929 Stout Street, Denver, Colorado. The conference will begin at **10:00 a.m.** and is set for one hour.

The parties, through their respective counsel, are each directed to prepare a Confidential Position Statement, not to exceed fifteen pages, and submit the same by email only to Magistrate Judge Tafoya no later than **November 8, 2012**. The Confidential Position Statement should contain the following information:

1. A summary of the evidence, including:
 - a. a *numbered list* of the known significant disputed issues of fact; and
 - b. a *numbered list* of the known significant disputed legal issues.
2. A candid assessment of the case from the presenter's point of view.
3. Remarks toward any perceived weaknesses in the case.
4. An *accurate and complete* history of settlement negotiations, including dates, if known, and amounts of demands and offers.

5. A computation of damages, including the theory of calculation and any legal limitations on damages, and a demand or offer each client will accept or pay in settlement (*including any essential non-economic terms*).
6. Any observations or additional information which would be helpful to Magistrate Judge Tafoya in assisting the parties to negotiate a settlement.

The document is to be **emailed to Magistrate Judge Tafoya** (not submitted for filing to the court) at *Tafoya_Chambers@cod.uscourts.gov*, in accordance with the electronic filing procedures of this court.

Dated this 19th day of October, 2012.

BY THE COURT:



Kathleen M. Tafoya
United States Magistrate Judge