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Conference on behalf of the party making the disclosure. This list shall state the names of the individuals attending and their general job titles. Pursuant to Rule 16-6.02(B), **all parties, counsel of record, and corporate representatives or claims professionals having authority to settle claims shall attend the mediation conference in person unless otherwise agreed to by the parties or approved by the court, and participate in good faith.** For early neutral evaluation conferences, all counsel of record and their clients shall attend in person unless otherwise agreed to by the parties or approved by the court.

(Docket No. 66). Accordingly, individuals having authority to settle the claims in the instant action shall attend the mediation.

After reviewing the pleadings filed by the parties, the undersigned finds that the Board's participation, in some capacity, will be provided by Lieutenant Colonel David Heath, Secretary to the Board, and Mark Lawson, General Counsel to the Board, attending the mediation on September 23, 2009. Upon completion of the mediation, if the neutral determines any individuals possessing the requisite settlement authority failed to appear, Plaintiff may seek sanctions if he can show how the non-appearance of an individual severely limited the effectiveness of the mediation.

**IT IS HEREBY ORDERED** that Plaintiff's Motion for Clarification of Order Referring Case to Alternative Dispute Resolution (Docket No.72) is GRANTED.

Dated this 16th day of September, 2009.

/s/ Terry L. Adelman

UNITED STATES MAGISTRATE JUDGE