

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JERRY PARKER,

Plaintiff,

vs.

WESTERN FLYER EXPRESS, INC.,

Defendant.

Case No. 2:13-cv-00377-GMN-PAL

ORDER

This matter comes before the Court on Defendants’ Motion to Reschedule the ENE (#41), filed on July 31, 2013. The Court finds good cause to grant Defendants’ request to reschedule given that Plaintiff has been granted until August 26, 2013 to retain new counsel or notify the Court that he will proceed pro se. See Order #39. Defendants alternatively renew their request that their client representative be excused from personal attendance. The Court previously denied this request on July 29, 2013 finding that there was no good cause to exempt the client representatives from personally attending the ENE. See Order #40. The Court finds no reason to change its ruling on that issue.

Based on the foregoing and good cause appearing therefore,

IT IS HEREBY ORDERED that Defendants’ Request to Reschedule the ENE (#41) is **granted in part**, to the extent it requests that the current ENE be rescheduled, **and denied in part**.

IT IS FURTHER ORDERED that the current ENE session scheduled for Thursday, August 8, 2013 at 9:00 AM and Thursday, August 1, 2013 deadline for submitting confidential briefs are **vacated**.

IT IS FURTHER ORDERED that the ENE is rescheduled for **Friday, September 20, 2013 at 9:00 AM** in the *chambers* of the undersigned U.S. Magistrate Judge, Room 3014, Lloyd D. George United States Courthouse, 333 Las Vegas Boulevard South, Las Vegas, Nevada.

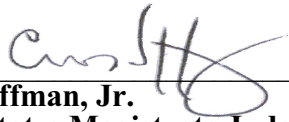
2. Permit each party (through counsel or otherwise), orally and through documents or other media, to present its claims or defenses and to describe the principal evidence on which they are based;
3. Assist the parties to identify areas of agreement and, where feasible, enter stipulations;
4. Assess the relative strengths and weaknesses of the parties' contentions and evidence, and carefully explain the reasoning that supports these;
5. Estimate, where feasible, the likelihood of liability and the range of damages;
6. Assist the parties in devising a plan for expediting discovery, both formal and informal, in order to enter into meaningful settlement discussions or to position the case for disposition by other means;
7. Assist the parties to realistically assess litigation costs; and
8. Determine whether some form of follow-up to the session would contribute to the case development process or to settlement.

See Local Rule 16-6(g).

The written evaluation statements shall be submitted directly to my chambers - **Room 3014** - not later than **Friday, September 13, 2013**. **DO NOT DELIVER OR MAIL THEM TO THE CLERK'S OFFICE. DO NOT SERVE A COPY ON OPPOSING COUNSEL.** The purpose of the evaluation statement is to assist the undersigned in preparing for and conducting the ENE session. In order to facilitate a meaningful session, your utmost candor in providing the requested information is required. The written evaluation statements will not be seen by or shared with the District Judge or Magistrate Judge to whom this case is assigned. The evaluation statements will be seen by no one except the undersigned. Each statement will be securely maintained in my chambers, and will be destroyed following the session.

FAILURE TO COMPLY WITH THE REQUIREMENTS SET FORTH IN THIS ORDER WILL SUBJECT THE NON-COMPLIANT PARTY TO SANCTIONS PURSUANT TO, *INTER ALIA*, LOCAL RULE IA 4-1 OR FEDERAL RULE OF CIVIL PROCEDURE 16(f).

Dated this 1st day of August, 2013.



C.W. Hoffman, Jr.
United States Magistrate Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28