Johnson v. Cox et	Johnson v. Cox et al				
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6	UNITED STATES DISTRICT COURT				
7	7 DISTRICT OF NEVADA				
8	LAUSTEVEION JOHNSON,)				
9	Plaintiff,)				
10	v. 3:14-cv-213-RCJ-WGC				
11	JAMES GREG COX et al., ORDER				
12	Defendants.				
13	}				
14	I. DISCUSSION				
15	On May 29, 2014, this Court issued a screening order in this case permitting Counts				
16	I, III, and IV to proceed. (ECF No. 4 at 11). The Court granted Plaintiff thirty days to amend				
17	Count II. (Id.). The Court informed Plaintiff that if he chose not to file an amended complaint				
18	curing the deficiencies in Count II, the action would proceed on Counts I, III, and IV only. (Id.).				
19	Plaintiff has not filed an amended complaint. This action shall proceed on Counts I, III, and				
20	IV only.				
21	II. CONCLUSION				
22	For the foregoing reasons, IT IS ORDERED that Counts I, III, and IV shall proceed as				
23	specified in this Court's screening order (ECF No. 4).				
24	IT IS FURTHER ORDERED that Count II is dismissed with prejudice for failure to				
25	amend.				
26	IT IS FURTHER ORDERED that given the nature of the claim(s) that the Court has				
27	permitted to proceed, this action is STAYED for ninety (90) days to allow Plaintiff and				
28	Defendants an opportunity to settle their dispute before an answer is filed or the discovery				
	process begins. During this ninety-day stay period, no other pleadings or papers shall be filed				

in this case, and the parties shall not engage in any discovery. The Court will decide whether this case will be referred to the Court's Inmate Early Mediation Program, and the Court will enter a subsequent order. Regardless, on or before **ninety (90) days** from the date this order is entered, the Office of the Attorney General shall file the report form attached to this order regarding the results of the 90-day stay, even if a stipulation for dismissal is entered prior to the end of the 90-day stay. If the parties proceed with this action, the Court will then issue an order setting a date for Defendants to file an answer or other response. Following the filing of an answer, the Court will issue a scheduling order setting discovery and dispositive motion deadlines.

IT IS FURTHER ORDERED that "settlement" may or may not include payment of money damages. It also may or may not include an agreement to resolve Plaintiff's issues differently. A compromise agreement is one in which neither party is completely satisfied with the result, but both have given something up and both have obtained something in return.

IT IS FURTHER ORDERED that the Clerk of the Court shall electronically **SERVE** a copy of this order and a copy of Plaintiff's complaint on the Office of the Attorney General of the State of Nevada, attention Kat Howe.

IT IS FURTHER ORDERED that the Attorney General's Office shall advise the Court within **twenty-one (21) days** of the date of the entry of this order whether it will enter a limited notice of appearance on behalf of Defendants for the purpose of settlement. No defenses or objections, including lack of service, shall be waived as a result of the filing of the limited notice of appearance.

Dated: This 15th day of July, 2014.

nited States District Judge

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6	UNITED STATES DISTRICT COURT					
7	DISTRICT OF NEVADA					
8	LAUSTEVEION JOHNSON,)				
9	Plaintiff,					
10	V.) 3:14-cv-213-RCJ-WGC				
11	JAMES GREG COX et al.,	REPORT OF ATTORNEY GENERAL				
12	Defendants.	RE: RESULTS OF 90-DAY STAY				
13	——————————————————————————————————————	_ }				
14	NOTE: ONLY THE OFFICE OF THE ATT	ORNEY GENERAL SHALL FILE THIS FORM.				
15	THE INMATE PLAINTIFF SHALL NOT FI					
16	THE INMATE I EARTH TO THE ROTT	LE TITO I OKMI.				
17	On [the date o	f the issuance of the screening order the Court				
18						
19	§ 1915A, and that certain specified claims in this case would proceed. The Court ordered					
20						
21	after the date of the entry of the Court's screening order to indicate the status of the case					
at the end of the 90-day stay. By filing this form, the Office of the Attorney General her						
23	complies.					
24	///					
25	/// ///					
26	/// ///					
27	/// ///					
28	···					

1 2	[Identify which and follow the	REPORT FORM h of the following two situations (identified in bold type) describes the case, e instructions corresponding to the proper statement.]
3	appointed m	e: Mediated Case: The case was assigned to mediation by a courtediator during the 90-day stay. [If this statement is accurate, check ONE of nents below and fill in any additional information as required, then proceed to block 1
5	life signature	block.]
6		A mediation session with a court-appointed mediator was held on [enter date], and as of this date, the parties have reached
7		a settlement (even if paperwork to memorialize the settlement remains to be completed). (If this box is checked, the parties are on notice that they must SEPARATELY file either a contemporaneous stipulation of dismissal or a
8		motion requesting that the Court continue the stay in the case until a specified date upon which they will file a stipulation of dismissal.)
9		A modiation assoins with a sourt appointed modiator was hold an
10		A mediation session with a court-appointed mediator was held on [enter date], and as of this date, the parties have not reached a settlement. The Office of the Attorney General therefore informs
11		the Court of its intent to proceed with this action.
12		No mediation session with a court-appointed mediator was held during the 90-day stay, but the parties have nevertheless settled the case. (If this box is
13		checked, the parties are on notice that they must SEPARATELY file a
14		contemporaneous stipulation of dismissal or a motion requesting that the Court continue the stay in this case until a specified date upon which they will file a stipulation of dismissal.)
15		,
16		No mediation session with a court-appointed mediator was held during the 90-day stay, but one is currently scheduled for [enter date].
17		•
18		No mediation session with a court-appointed mediator was held during the 90-day stay, and as of this date, no date certain has been scheduled for such a session.
19		None of the above five statements describes the status of this ages
20		None of the above five statements describes the status of this case. Contemporaneously with the filing of this report, the Office of the Attorney General of the State of Nevada is filing a separate document detailing the
21		status of this case.
22		* * * *
	Situation Tw	o: Informal Settlement Discussions Case: The case was NOT assigned
23	narties were	with a court-appointed mediator during the 90-day stay; rather, the encouraged to engage in informal settlement negotiations. [If this
24	statement is a	accurate, check <u>ONE</u> of the four statements below and fill in any additional s required, then proceed to the signature block.]
25		The parties engaged in cottlement discussions and as of this data the marties
26		The parties engaged in settlement discussions and as of this date, the parties have reached a settlement (even if the paperwork to memorialize the settlement remains to be completed). (If this box is checked, the parties are
27		on notice that they must SEPARATELY file either a contemporaneous
28		stipulation of dismissal or a motion requesting that the Court continue the stay in this case until a specified date upon which they will file a stipulation of

1		dismissal.)			
2 3	The parties engaged in settlement discussions and as of this date, the parties have not reached a settlement. The Office of the Attorney General therefore informs the Court of its intent to proceed with this action.				
4 5	The parties have not engaged in settlement discussions and as of this date, the parties have not reached a settlement. The Office of the Attorney General therefore informs the Court of its intent to proceed with this action.				
6 7		None of the above three statements for Contemporaneously with the filing of the General of the State of Nevada is filing status of this case.	ully describes the status of this case. his report, the Office of the Attorney g a separate document detailing the		
8	Subm	itted this day of	, by:		
9	Attorney Nar	ne: Print			
10		Print	Signature		
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