

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

STEPHEN WAZGAR, et. al.,	:	
Plaintiff,	:	Case No. 3:11CV311
vs.	:	District Judge Walter Herbert Rice Magistrate Judge Sharon L. Ovington
UNITED STATES OF AMERICA.,	:	
Defendants.	:	
	:	

ORDER FOR COURT-CONDUCTED MEDIATION

The above-captioned action is hereby set for mediation at **10:00 a.m.** on **Thursday, March 1, 2012**, at the United States Courthouse and Federal Building, 200 West Second Street, Room 523, Dayton, Ohio 45402. The terms and conditions of the mediation are as follows:

Designation of mediator: Per Order Transferring Reference (Doc. #8), the undersigned will serve as the mediator in this case. The case remains assigned for trial and all other purposes to District Judge Walter Herbert Rice.

Preparation for Mediation: Not later than **Tuesday, February 28, 2012**, each party shall submit to Magistrate Judge Sharon L. Ovington and all other parties (without formal filing with the Clerk) a mediation conference statement in letter form. The statement shall set forth the relevant positions of the parties concerning factual issues, issues of law, damages, and the settlement negotiation history of the case, including a recitation of any specific demands and offers that have been conveyed. These statements will be maintained by the Court separate and apart from the case file.

Attendance and Participation: Unless excused by the Court, parties or party representatives with complete authority to negotiate a settlement of the case shall attend the mediation session.

Confidentiality: Pursuant to S. D. Ohio Civ. R. 16.3(c), all statements made by the parties relating to the substance or merits of claims or defenses made in the case, whether written or oral, made for the first time during the mediation conference or in the mediation conference statements required above shall be kept confidential by the Court, the parties, and counsel and shall not be admissible in evidence for any reason during the trial of this case.

January 6, 2012

s/Sharon L. Ovington
Sharon L. Ovington
United States Magistrate Judge