

US Courts

SEP 14 2004

P Filed _____ Received _____

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

AHMAD GOLRANGI,)

Plaintiff,)

v.)

ROMAR ELECTRIC CO., INC.; and)
McALVAIN CONSTRUCTION, INC.,)

Defendants.)
_____)

CV 04-225-S-BLW
Case No. ~~CV-03-247-E-BLW~~

**ORDER OF REFERRAL TO
JUDICIALLY-SUPERVISED
MEDIATION**

NOW THEREFORE IT IS HEREBY ORDERED:

A judicially-supervised mediation is set in this case for **Thursday, October 21, 2004 at 7:30 a.m.** in the James A. McClure Federal Building & U.S. Courthouse in **Boise, Idaho**. The mediation will be conducted before the Honorable David O. Carter, United States District Judge, for the Central District of California.

It is ordered that lead counsel for the case shall attend the settlement

ORDER 1

conference. Lead counsel is the attorney who is primarily responsible for representing the party at the trial in the case. Lead counsel shall be authorized to participate in settlement negotiations at the settlement conference and shall be excused from attendance only by Judge Carter. Counsel shall be knowledgeable about the facts of the case and shall be prepared to candidly discuss the same with the settlement judge.

The principals to the litigation and class representatives shall be in attendance, unless excused by Judge Carter. The representatives of all involved insurance carriers shall be in attendance, unless excused by Judge Carter. The settlement conference may be continued from time to time until settlement is reached or the settlement judge determines that the settlement conference should be terminated.

The parties shall submit to Judge Carter a completed Settlement Conference Questionnaire for his *in camera* review by 5:00 p.m. on October 11, 2004. **The questionnaire shall be sent to the following address: Judge David O. Carter, Ronald Reagan Federal Building and U.S. Courthouse, 411 West 4th Street, Room 1053, Santa Ana, CA 92701-4516.**

All information provided to Judge Carter for settlement purposes shall be held in confidence, and the parties may request that the Settlement Conference

Questionnaire be returned to the submitting party at the end of the settlement conference. No oral statement, written document, or other material considered during the settlement procedure may be used against any party to this litigation.

Questions regarding the settlement conference may be directed to the ADR Program Director, Denise Asper, at (208) 334-9067.

DATED this 14th day of September, 2004.



B. Lynn Winmill
Chief Judge, United States District Court

liability among Defendant(s) a factor affecting negotiations? Discuss.

11. Are there viable sources from whom the Defendant(s) may seek contribution?
12. Do you feel the other party has negotiated in good faith? Discuss.
13. Does either party have client problems which affect these negotiations?
14. Do client and attorney disagree on the settlement value? Discuss.
15. What factors not discussed above have hampered settlement negotiations?
16. State your opinion as to the bona fide chance for settlement in this matter.
____%
17. Are there legal questions which effectively bar serious settlement negotiations?
Discuss.
18. Do you want the settlement judge to give preliminary, non-binding predictions
as to such rulings to assist in settlement negotiations? yes _____ no _____
19. Is arbitration of certain areas or the entire matter a viable option? Discuss.
20. Do Defendants want separate or joint conferences with the judge from which
Plaintiff is excluded?
21. Does Plaintiff want separate conferences with the judge from which
Defendants are excluded?
22. Expenses of litigation:

To date \$ _____ Plaintiff(s) \$ _____ Defendant(s) \$ _____

Estimate of expenses to conclusion \$ _____

United States District Court
for the
District of Idaho
September 20, 2004

* * CLERK'S CERTIFICATE OF MAILING * *

Re: 1:04-cv-00225

I certify that I caused a copy of the attached document to be mailed or faxed to the following named persons:

Chris Kronberg, Esq. 1-208-344-9670
BOWEN & BAILEY
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Chief Judge B. Lynn Winmill
 Judge Edward J. Lodge
 Chief Magistrate Judge Larry M. Boyle
 Magistrate Judge Mikel H. Williams

Visiting Judges:

Judge David O. Carter
 Judge John C. Coughenour
 Judge Thomas S. Zilly

Cameron S. Burke, Clerk

Date: 9-20-04

BY: *Jill Angelo*

(Deputy Clerk)