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UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NEVADA

* * * * * * * *

In re	)	BK:
7	)	Chapter:
	)	
8	)	ADV. NO.:
Debtor(s).	)	
9	)	
	)	Date:
10	)	Time:
Plaintiff(s),	)	
11 vs.	)	
	)	
12	)	
Defendants(s).	)	
13	)	

14   ORDER SCHEDULING SETTLEMENT CONFERENCE

15   A settlement conference is hereby ordered to commence on_____ , at

16   _____ before U.S. Bankruptcy Judge _____ at the Foley Federal Building

17   and United States Courthouse, 300 Las Vegas Blvd. South, Las Vegas, Nevada.

18   All counsel of record that will be participating in the trial of this case, all parties appearing

19   pro se, if any, and all individual parties must be present.

20   In the case of non-individual parties, counsel shall arrange for a representative, with

21   binding authority to settle, to be present in court for the duration of the settlement conference. Only

22   upon obtaining an order from the settlement conference judge in advance of the settlement

23   conference may a client participate telephonically.

24   **Any requested exception to the attendance requirements must be submitted to the**

25   **settlement conference judge for approval in advance of the settlement conference.**

26   **PREPARATION FOR SETTLEMENT CONFERENCE**

27   *No later than seven business days before the settlement conference, the parties shall*

28   *exchange written settlement offers.* No later than four business days before the settlement

1   conference each party shall submit a confidential settlement conference statement, ***which will***

2   ***include a copy of the last settlement offer,*** to the settlement judge for <u>in</u> <u>camera</u> review. If not

3   timely filed, sanctions may be imposed. The settlement conference statement shall be no longer than

4   5 double-spaced pages.   The settlement conference statement shall contain the following:

5   1.   A brief statement of the nature of the action.

6   2.   A concise summary of the evidence that supports your theory of the case, including

7   information documenting your damages claims. You may attach to your statement a limited number

8   of documents or exhibits that are <u>especially</u> relevant to key factual or legal issues.

9   3.   A brief analysis of the key issues involved in the litigation.

10   4.   A discussion of the strongest points in your case, both legal and factual, <u>and a frank</u>

11 <u>discussion of the weakest points as well</u>. The court expects you to present a candid evaluation of

12 the merits of your case.

13   5.   A further discussion of the strongest and weakest points in your opponents' case,

14 but only if they are more than simply the converse of the weakest and strongest points in your case.

15   6.   A history of settlement discussions, if any, which details the demands and offers

16 which have been made, and the reasons they have been rejected.

17   7.   The settlement proposal that you believe would be fair.

18   8.   The settlement proposal that you would honestly be willing to make in order to

19 conclude this matter and stop the expense of litigation.

20   The settlement conference statement should be delivered to chambers in an envelope

21 clearly marked "Contains Confidential Settlement Brief" or faxed to the settlement conference

22 judge.

23   The purpose of the settlement conference statement is to assist the judge in preparing for

24 and conducting the settlement conference. In order to facilitate a meaningful conference, your

25 <u>utmost</u> <u>candor</u> in responding to all of the above listed questions is required. The confidentiality of

26 each statement will be strictly maintained and following the conference, the statements will be

27 destroyed.

28   <u>DO NOT SERVE A COPY ON OPPOSING COUNSEL</u>. <u>DO NOT DELIVER OR MAIL</u>

1 | THE STATEMENT TO THE CLERK'S OFFICE.

2 | **The settlement conference shall not be continued or vacated without prior approval**

3 | **of the judge assigned to the case.**

4 | FAILURE TO APPEAR WILL RESULT IN THE IMPOSITION OF SANCTIONS. IF

5 | THE MATTER IS SETTLED BEFORE THE SETTLEMENT CONFERENCE DATE, THE

6 | PARTIES MUST NOTIFY THE SETTLEMENT CONFERENCE JUDGE'S CALENDAR CLERK

7 | SO THAT THE MATTER CAN BE TAKEN OFF CALENDAR.

8 | ###

9 | _____

10 | Copies mailed to: