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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

FRANKIE GREER,  
  
Plaintiff,  
  
v.  
  
COUNTY OF SAN DIEGO, et al.,  
  
Defendants.

Case No.: 19-cv-378-GPC (DEB)

**ORDER RESETTING MANDATORY  
SETTLEMENT CONFERENCE**

After conferring with counsel and with good cause appearing, the Mandatory Settlement Conference (“MSC”) on October 18, 2021, at 1:30 p.m. is rescheduled for **October 25, 2021 at 1:30 p.m.** The parties must lodge confidential settlement briefs directly to chambers by **October 18, 2021**. All parties are ordered to read and to fully comply with the Court’s Chamber Rules, which set forth the Court’s requirements for confidential settlement briefs, and for attendance and participation in the MSC.

Although the Court typically requires personal attendance of all participants, due to the COVID-19 public emergency, the Court will use its Zoom video conferencing account to hold the MSC. If circumstances relating to the COVID-19 public emergency improve prior to the scheduled date, the Court will notify the parties that it will conduct the conference in person.

1 ***If you are unfamiliar with Zoom:*** Zoom is available on computers through a  
2 download on the Zoom website (<https://zoom.us/meetings>) or on mobile devices through  
3 the installation of a free app.<sup>1</sup> Joining a Zoom conference does not require creating a Zoom  
4 account, but it does require downloading the .exe file (if using a computer) or the app (if  
5 using a mobile device). Participants are encouraged to create an account, install Zoom and  
6 familiarize themselves with Zoom in advance of the MSC.<sup>2</sup> There is a cost-free option for  
7 creating a Zoom account.

8 Prior to the start of the MSC, the Court will email each participant an invitation to  
9 join a Zoom video conference. Participants must join the video conference by following  
10 the ZoomGov Meeting hyperlink in the invitation. ***Participants who do not have Zoom***  
11 ***already installed on their device when they click on the ZoomGov Meeting hyperlink will***  
12 ***be prompted to download and install Zoom before proceeding.*** Zoom may then prompt  
13 participants to enter the password included in the invitation. All participants will be placed  
14 in a waiting room until the MSC begins.

15 Each participant should plan to join the Zoom video conference ***at least five minutes***  
16 ***before*** the start of the MSC to ensure that the conference begins on time. ***The Zoom e-***  
17 ***mail invitation may indicate an earlier start time, but the MSC will begin at the time***  
18 ***scheduled by the Court.***

19 Zoom’s functionalities will allow the Court to conduct the MSC as it ordinarily  
20 would conduct an in-person one. The Court will divide participants into separate,  
21 confidential sessions, which Zoom calls Breakout Rooms.<sup>3</sup> In a Breakout Room, the Court  
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24 <sup>1</sup> Participants are encouraged to use laptops or desktop computers for the video  
25 conference, if possible, as mobile devices often offer inferior performance.

26 <sup>2</sup> For help getting started with Zoom, visit: [https://support.zoom.us/hc/en-](https://support.zoom.us/hc/en-us/categories/200101697-Getting-Started)  
27 [us/categories/200101697-Getting-Started](https://support.zoom.us/hc/en-us/categories/200101697-Getting-Started)

28 <sup>3</sup> For more information on what to expect when participating in a Zoom Breakout  
Room, visit: <https://support.zoom.us/hc/en-us/articles/115005769646>

1 will be able to communicate with participants from a single party in confidence. Breakout  
2 Rooms will also allow parties and counsel to communicate confidentially outside the  
3 presence of the Court.

4 No later than **October 18, 2021** counsel for each party must send an e-mail to the  
5 Court at [efile\\_butcher@casd.uscourts.gov](mailto:efile_butcher@casd.uscourts.gov) containing the following:

- 6 a. The *name and title of each participant*, including all parties and party  
7 representatives with full settlement authority, claims adjusters for insured  
8 defendants, and the primary attorney(s) responsible for the litigation;
- 9 b. An *e-mail address for each participant* to receive the Zoom video conference  
10 invitation; and
- 11 c. A *telephone number where each participant* may be reached so that if  
12 technical difficulties arise, the Court will be in a position to proceed  
13 telephonically instead of by video conference. (If counsel prefers to have all  
14 participants of their party on a single conference call, counsel may provide a  
15 conference number and appropriate call-in information, including an access  
16 code, where all counsel and parties or party representatives for that side may  
17 be reached as an alternative to providing individual telephone numbers for  
18 each participant.)

19 Counsel are responsible for ensuring their clients are able to participate in the MSC.  
20 All participants must display the same level of professionalism during the MSC and be  
21 prepared to devote their full attention to the MSC as if they were attending in person (e.g.,  
22 not be driving while speaking to the Court, or otherwise distracted). Because Zoom may  
23 quickly deplete the battery of a participant's device, each participant should ensure that  
24 their device is plugged in or that a charging cable is readily available during the video  
25 conference.

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1 Questions regarding this case or the mandatory guidelines set forth herein may be  
2 directed to the Magistrate Judge’s law clerks at (619) 446-3704.

3 **IT IS SO ORDERED.**

4 Dated: August 11, 2021



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6 Honorable Daniel E. Butcher  
United States Magistrate Judge

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