

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

	)	
	)	
Plaintiff,	)	4:CV
	)	
v.	)	
	)	MEDIATION REFERENCE ORDER
	)	(SELECTED NEUTRAL,
Defendant.	)	CASE NOT STAYED)

After consultation with the parties, and being advised that the parties wish to explore settlement with the assistance of a neutral person of their choosing,

IT HEREBY IS ORDERED:

1. The parties are encouraged to cooperate fully with the requirements and settlement efforts of their selected neutral:

Pending completion of the settlement meeting, the progression order remains in full force and effect. Compliance with all deadlines in the case (including compliance with all deadlines in the progression order, responses to discovery and pending motions, and attendance at pretrial or other scheduled conferences) is not postponed by entry of this order.

2. Pursuant to General Order No. 2005-21, all pending dispositive or nondispositive motions are denied, without prejudice to refile in the event settlement is not reached.

3. Within five days following the completion of the parties' settlement meeting, plaintiff's counsel shall report to the Clerk of the Court, by letter, whether the case has been settled. Failure to so notify the court of the completion of the settlement meeting, with or without settlement, may result in the dismissal of this case without further notice pursuant to F.R.Civ.P. 41(b). Information about the substance of the parties' settlement agreement, if any, shall not be provided without their consent.

4. The Clerk shall bring this file to the attention of the undersigned after one hundred (100) days or when notified that the neutral's settlement involvement has been completed, whichever first occurs.

5. The Clerk is directed to mail a copy of this order to all counsel of record, unrepresented parties, and the selected neutral identified above, enclosing with the latter a copy of the pleadings and docket sheet for this case and other appropriate documents related to the operation of the court's Mediation Plan.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 200\_.

BY THE COURT:

s/ David L. Piester  
United States Magistrate Judge

03/06