

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

NOLEN SCOTT ELY, et al.

Plaintiffs,

v.

CABOT OIL & GAS CORP., et al.

Defendants

CIVIL ACTION NO. 3:09-CV-2284

(CARLSON, M.J.)
(MEHALCHICK, M.J.)

SETTLEMENT CONFERENCE ORDER

This case has been referred to the undersigned for a settlement conference.

Therefore, **IT IS ORDERED THAT:**

1. A settlement conference is scheduled for **Thursday, May 11, 2017 and Friday, May 12, 2017 at 10:00 AM** in Chambers at the William J. Nealon Federal Building and United States Courthouse, 235 North Washington Avenue, Scranton, Pennsylvania.
2. Counsel shall submit a confidential settlement memorandum, fourteen (14) days prior to the settlement conference, or on or before **Thursday, April 27, 2017**, to the chambers email address at magistrate_judge_mehalchick@pamd.uscourts.gov. The memorandum shall include (1) a summary of the history of settlement negotiations thus far; (2) a candid and realistic summary of the party's settlement position; and (3) any other matters which the parties deem appropriate for discussion with the Court.
3. The parties are to exchange a demand and offer in time to include that information in each confidential settlement memorandum.
4. Upon receipt and review of the memoranda, the Court may conference with counsel by telephone to discuss negotiations.
5. Counsel are to advise the Court no later than **April 28, 2017** of any need and/or requirements for video conferencing to Judge Mehalchick via email at magistrate_judge_mehalchick@pamd.uscourts.gov.
6. Counsel are advised that their clients, and any necessary representatives of those clients, **shall** be in attendance at the settlement conference. **No**

exceptions will be made to this requirement. The purpose of the requirement is to have in attendance all parties with the authority to exercise his or her own discretion and the realistic freedom to exercise such discretion without negative consequences, in other to settle a case during the settlement conference without consulting someone else who is not present.

7. Counsel appearing for the settlement conference without their clients may, in the discretion of the settlement officer, cause the settlement conference to be canceled or rescheduled. The non-complying party/attorney or both may be assessed the costs or expenses incurred by other parties as a result of such cancellation or rescheduling, as well as any additional sanctions deemed appropriate by the Court.

Date: April 7, 2017

s/Karoline Mehalchick

**KAROLINE MEHALCHICK
United States Magistrate Judge**