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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

ISAAC KIGONDU KINITI,)	Civil No. 05cv1013 DMS(PCL)
)	
Plaintiff,)	
)	ORDER FOLLOWING EARLY NEUTRAL
v.)	EVALUATION CONFERENCE, SETTING
)	RULE 26 COMPLIANCE AND NOTICE
BARBARA WAGNER, et. al,)	OF CASE MANAGEMENT CONFERENCE
)	
Defendants.)	
_____)	

On December 6, 2006 at 1:30 p.m. the Court convened an Early Neutral Evaluation Conference (ENE) in the above-entitled action. Appearing were Mr. Isaac Kiniti on behalf of Plaintiff and Ms. Micaela Shelton, Rachel Halvorson, and the Warden of San Diego Correctional Facility on behalf of Defendants.

Settlement of the case could not be reached at the ENE and the Court therefore discussed compliance with Federal Rule of Civil Procedure, Rule 26. Based thereon, the court issues the following orders:

1. Any objections made to initial disclosure pursuant to Federal Rule of Civil Procedure, Rule 26(a)(1)(A-D) are overruled, and the parties are ordered to proceed with the initial disclosure

1 process. Any further objections to initial disclosure will be
2 resolved as required by Rule 26.

3 2. The Rule 26(f) conference shall be completed before
4 January 3, 2007;

5 3. The date of initial disclosure pursuant to Rule
6 26(a)(1)(A-D) shall occur before January 19, 2007;

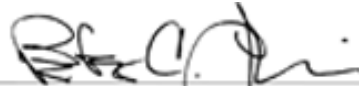
7 4. A discovery plan shall be lodged with Magistrate Judge
8 Lewis on or before January 12, 2007; and,

9 5. A Case Management Conference, pursuant to Federal Rule
10 of Civil Procedure 16(b) shall be held telephonically on Wednesday,
11 January 24, 2007, at 1:45 p.m., with Magistrate Judge Peter C. Lewis.
12 Defendants shall initiate the conference call and, once all parties
13 are connected, call the Court at (760) 353-4227.

14 Failure of any counsel or party to comply with this Order
15 will result in the imposition of sanctions.

16 IT IS SO ORDERED.

17 DATED: December 7, 2006

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19 _____
Peter C. Lewis
U.S. Magistrate Judge
United States District Court

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