



1 Settlement conferences ordinarily will take place between 30 days and 10 days before the initial trial  
2 date set for the case or group of cases. Continuances may be had in the discretion of the assigned  
3 settlement conference judge; however, no continuance by the settlement conference judge shall in  
4 any way affect the trial date.

5           2.     **MANDATORY ATTENDANCE.**

6           Unless excused by the court, persons with authority to settle must attend the asbestos  
7 settlement conference.

8           3.     **ASBESTOS CASE STATUS REPORT.**

9           A.     No later than 10 days prior to the date set for the asbestos settlement  
10 conference, counsel for the plaintiff shall serve upon all defense counsel remaining in the action and  
11 Designated Defense Counsel and file a Plaintiff's Asbestos Case Status Report. The Report shall  
12 include the following:

- 13                     1.     A list of defendants remaining in the case;
- 14                     2.     A statement of the facts upon which plaintiff relies to establish liability  
15 with respect to each remaining defendant in the particular case, including job description, the dates  
16 and locations at which plaintiff allegedly was exposed and the specific products to which plaintiff  
17 claims to have been exposed at each such location and, as to each such location and product, the  
18 names of witnesses and the identification of documents which identify such location and product;
- 19                     3.     A statement that case-specific demands have been made to each  
20 remaining defendant; and
- 21                     4.     A summary of prior settlements obtained in the case (with confidential  
22 settlements listed without identification of the settling party).

23           B.     No later than five days prior to the date set for the asbestos settlement  
24 conference, counsel for each defendant shall serve upon plaintiff's counsel and Designated Defense  
25 Counsel and file a Defendant's Asbestos Case Status Report. The Report shall include the  
26 following:

- 27                     1.     A statement of the facts upon which such defendant relies to establish  
28 any affirmative defenses in the particular case, including the names of witnesses and the

1 identification of documents which support such defenses;

2                   2.       A statement whether such defendant asserts the applicability of Civil  
3 Code section 1431.2 as to the claim of each plaintiff and, if so, the names of any witnesses and the  
4 identification of any documents which support the liability of others.

5                   C.       Settlement conference statements pursuant to Rule 2.12(F) of the San  
6 Francisco Superior Court Local Rules shall not be filed by any party.

7                   4.       SANCTIONS.

8                   The settlement calendar is a part of the pre-trial facilities of this court. A failure of  
9 any person to prepare for, appear at or participate in good faith in a settlement conference as required  
10 by this Order may constitute an unlawful interference with the proceedings of the court and be  
11 subject to sanctions as the settlement conference judge may, in the discretion of that judge, impose.

12 (Cal. Rules of Court, Rule 227.)

13                   Dated: NOV 15 1996

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17 STUART R. POLLAK  
18 Judge of the Superior Court

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21 ALFRED G. CHIANTELLI  
22 Judge of the Superior Court

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