

PROCEDURES FOR ADR REFERRALS

MAGISTRATE JUDGE	Types of cases referred	Types of cases that are not referred	Are unwilling parties referred?	When is a decision made re: ADR?	When is a case referred to ADR?	How much time for completion?	Who is designated as lead counsel?	Can ADR referral be vacated?	What procedure is used to vacate ADR referral?	Are cases ever referred to ADR more than once?	Any cases referred to Early Neutral Evaluation?	Other comments
BAKER	Almost all cases are referred.	Cases that are solely legal issues.	Yes. However, exceptions may be allowed.	At the Rule 16 Conference.	This is determined on a case-by-case basis.	60 days	Usually plaintiff's counsel.	Yes.	Parties must file a written motion.	Yes, if the parties agree that it is necessary.	Yes. If the parties deem it helpful.	Parties should be prepared to discuss ADR at the Rule 16 Conference.
NOCE	All types that lend themselves to ADR.	Cases with purely legal issues; or excluded by L.R. 6.01(A).	Usually not.	At the Rule 16 Conference.	Discussed with parties; after enough discovery to evaluate case.	60 days	Plaintiff's counsel; if pro se plaintiff, then defendant's counsel.	Yes, for good cause shown.	File written motion.	Yes, if case has changed or if requested by party.	Yes.	Parties should be prepared to discuss ADR at Rule 16; discuss beforehand.
MENSAH	Almost all cases are referred.	Cases that present only legal issues; some pro se cases.	Yes, but case-by-case exceptions will be considered.	At the Rule 16 Conference.	Discussed with parties, typically after sufficient discovery to evaluate case.	60 days	Plaintiff's counsel in most cases; defendant's in pro se cases.	Yes, for good cause shown.	File a written motion stating reason(s).	Yes, if case has changed or if requested by both parties.	No, but would consider, if requested.	At Rule 16, parties should be prepared to discuss what information they will need in order to have meaningful settlement discussions.
COLLINS	Almost all cases are referred.	Cases with purely legal issues; or excluded by L.R. 6.01(A).	Yes, but case-by-case exceptions will be considered.	At the Rule 16 Conference.	Discussed with the parties; after enough discovery to evaluate case.	45 days; can be readily extended.	Plaintiff's counsel in most cases.	Yes, for good cause shown.	File written motion to vacate stating reason(s).	Yes, if requested or deemed useful by the Court.	Yes, if requested.	Parties should be prepared to discuss ADR at Rule 16; discuss beforehand.
CRITES-LEONI	Almost all cases are referred.	Cases that present only legal issues.	Yes, but case-by-case exceptions will be considered.	At the Rule 16 Conference.	Typically after sufficient discovery to evaluate case.	60 days	Plaintiff's counsel in most cases.	Yes, for good cause shown.	File written motion to vacate stating reason(s).	Yes, if case has changed, or requested by a party.	Yes, if requested.	Parties should be prepared to discuss ADR at Rule 16.
BODENHAUSEN	Any with a request.	Cases with pure legal issues; some pro se cases.	Rarely.	At the Rule 16 Conference.	Discussed with the parties; after enough discovery to evaluate case.	Typically, 60 days.	Typically, plaintiff's counsel.	Yes, on a case-by-case basis.	Written motion.	If requested by all parties.	If requested by all parties.	Parties should be prepared to discuss at Rule 16 Conference.
COHEN	Most cases are referred.	Only those set forth in L.R. 6.01(A).	Yes, but case-by-case exceptions will be considered.	At the Rule 16 Conference.	Discussed with parties; after enough discovery to evaluate case.	60 days but can be extended.	Plaintiff's counsel in most cases.	Yes, for good cause shown.	File written motion to vacate with supporting memo.	Yes, if requested or deemed useful by the Court.	Yes, at parties' request.	Parties should be prepared to discuss ADR at Rule 16; discuss beforehand.