

PROCEDURES FOR ADR REFERRALS

MAGISTRATE JUDGE	Types of cases referred	Types of cases not referred	Are unwilling parties referred?	When is a decision on referral m	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	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 LR 601(A)	Usually not	At the Rule 16 Conference	Discussed with parties; after enough discovery to evaluate case	60 days	Plaintiff's counsel; if SRL, then defendant's counsel	Yes, for good cause shown	File written motion	Yes, if case has changed or if requested by party	Yes	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 are 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 SRL 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	Be prepared to discuss information needed to have meaningful settlement discussions
COLLINS	Almost all cases are referred	Cases with purely legal issues; or excluded by LR 601(A)	Yes, but case-by-case exceptions are 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	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 are 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	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	Be prepared to discuss at Rule 16 Conference
COHEN	Most cases are referred	Only those set forth in LR 601(A)	Yes, but case-by-case exceptions are 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	Be prepared to discuss ADR at Rule 16; discuss beforehand
WELBY	Almost all cases are referred	Cases that are solely legal issues, some SRL cases	Yes, but exceptions are considered	At the Rule 16 Conference	Discussed with parties; after enough discovery to evaluate case	Usually 60 days, but can be extended	Plaintiff's counsel in most cases	Yes, for good cause shown	Written motion	Yes, if requested	Yes, at parties' request	Be prepare to discuss at ADR and expect ADR sooner than later