

166317/195058

FOR COURT USE ONLY

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ATTORNEY FOR (Name) Chris Langer

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

- HALL OF JUSTICE, 330 W. BROADWAY, SAN DIEGO, CA 92101-3827
NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92083-6643
EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020-3941
RAMONA BRANCH, 1428 MONTECITO RD., RAMONA, CA 92065-5200
SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910-5649

PLAINTIFF Chris Langer

DEFENDANT Lois R. Madsen ; O.B.J., Inc.; Jose Garcia; Does 1-10, inclusive

EARLY CASE MANAGEMENT CONFERENCE - MEDIATION ASSESSMENT (San Diego Superior Court Rules, Division II, Rule 9.8)

JUDGE: Lisa Guy-Schall DEPT: 31

DATE/TIME OF HEARING: 1-3-03, 9:30 am

CASE NUMBER: GIN023626

I am you: [X] Plaintiff [] Defendant [] Cross-Complainant [] Cross-Defendant

Instructions: This document must be completed by counsel for each party or by each party appearing without an attorney. The original Mediation Assessment must be filed with the department and a copy must be served on all parties in the case AT LEAST FIVE CALENDAR DAYS PRIOR to the Early Case Management Conference. Parties must also send or fax a copy of the Mediation Assessment to the Mediation Program Office at the Hall of Justice, 330 W. Broadway, Room 241, San Diego, CA 92101 or fax to 19-531-3750. Please note that this Mediation Assessment does not replace the Case Management Conference Questionnaire (SDSC CIV-351).

I am:

[X] an attorney for a party [] a party appearing without an attorney

2. What type of case is this:

- Business/Contract, Construction, Employment/Labor Relations, Government/Public Agency, Insurance, Medical Malpractice, Intellectual Property, Landlord/Tenant, Professional Negligence, Partnership, Personal Injury, Motor Vehicle Accident, Property Damage, Commercial Real Estate, Residential Real Estate

3. What is the nature of the dispute?

The Plaintiff, who is disabled, encountered architectural barriers at the Defendants' public facility, which barriers were in violation of federal and state disability access laws, which violations denied the Plaintiff access to the Defendants' facilities and services.

4. For personal injury cases, please specify damages and medical expenses:

- Are there pre-existing injuries? [] YES [X] NO
Are there injuries related to the accident? [] YES [X] NO

If yes, describe

- What are the medical damages? To date Anticipated
Is there loss of income? To date Anticipated
Is there property damage? To date Anticipated
Are there other special damages? To date Anticipated
Is liability in question? [] YES [] NO

ORIGINAL



	CASE NUMBER GIN023626
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5. What is the relief sought? Please check all that apply:

Damages, Amount	To be proven		Specific Performance	
Attorneys fees and costs		X	Injunction	X
Declaratory Relief			Rescission	
Accounting			Other	
Punitive Damages	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO		

6. How many parties are involved in this lawsuit? 4
 Is each party represented by a separate attorney? YES NO

7. Do you feel that this case would benefit from mediation? Yes No

8. Please state why the case is suitable for mediation:
 The issues between the parties are of the type that are susceptible to mediation.

Please state why the case is not suitable for mediation:

9. In your opinion, can you mediate this case in the next 60 days? Yes No If no, why not?
 Plaintiff feels that it will not have its discovery completed by and will not be ready for mediation at that time.

10. Discovery:

What discovery has taken place?
 Plaintiff has propounded Form Interrogatories, Interrogatories, Requests for Admissions and Requests for Production of Documents; defendants have not yet responded.

What discovery has been scheduled and when?

11. List three nominees who you are willing to have serve as mediator in this case: (please refer to the list of court-approved mediators located in the court's Arbitration/Mediation Office and on the court's web site)
 Robert Ames, Esquire; James G. Ehlers, Esquire; Dennis Fredrickson, Esquire

Questions about the Early Case Management Conference should be directed to the department and phone number on the Notice. Questions about this Mediation Assessment form or the Mediation Pilot Program should be directed to (619) 515-8908.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: December 17, 2002

Mark D. Potter
TYPE OR PRINT NAME

SIGNATURE OF PARTY OR PARTY'S ATTORNEY