
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. 8:15-cv-01329-JLS-JCG

Date: January 4, 2017

Title: Consumer Financial Protection Bureau et al. v. Pension Funding, LLC et al.

Present: **Honorable JOSEPHINE L. STATON, UNITED STATES DISTRICT JUDGE**

Terry Guerreo
Deputy Clerk

N/A
Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFF: ATTORNEYS PRESENT FOR DEFENDANT:

Not Present

Not Present

**PROCEEDINGS: (IN CHAMBERS) ORDER DENYING THE RECEIVER’S EX
PARTE APPLICATION AND ADOPTING A REVISED
INVESTOR DISPUTE RESOLUTION PROCESS (Doc. 126)**

On December 14, 2016, the Court accepted most of the Receiver’s recommendations but asked the Receiver to develop an alternative proposal for resolving disputes with Investors. (Order at 7, Doc. 125.) While the Receiver has attempted in her Application to find an alternative method of resolving potential disputes, the Court has two principal concerns with the Receiver’s proposal. First, and most importantly, the proposed fees for the half-day mediation sessions are simply too much. (*See* App. at 2, Doc. 226.) Second, having the Receiver select the three potential mediators may leave an Investor with the impression that the mediator will not be neutral.

Because private mediation does not appear to be a cost-effective solution in this case, the Court has designated Magistrate Judge Karen E. Scott to resolve any disputes between the Receiver and Investors. Accordingly, if the Receiver and an Investor are unable to resolve a dispute, either party should file a written notice with Magistrate Judge Scott, who will, on a case-by-case basis, determine whether to proceed by way of settlement conference or whether to hear the dispute and provide this Court with her Report and Recommendations.

Initials of Preparer: tg

CC: Magistrate Judge Karen E. Scott