

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

DR. RACHEL TUDOR,)	
)	
Plaintiff,)	
)	
v.)	Case No. CIV-22-480-JD
)	
MARIE E. GALINDO et al.,)	
)	
Defendants.)	

ORDER

The Defendants Ezra Young and Brittany Stewart (formerly Novotny) filed a Motion for Settlement Conference, specifically requesting this Court direct all Parties to participate in an in-person conference. Defendants Jillian T. Weiss, P.C. and Transgender Legal Defense and Education Fund did not oppose the motion and Counsel for Southeastern Oklahoma State University, Regional University System of Oklahoma, and Marie E. Galindo did not indicate their positions on the Motion. Plaintiff filed a response in Opposition. *See* ECF Nos. 20 and 29. Upon consideration of these filings Judge Dishman granted the Motion and referred this matter to United States Magistrate Judge Shon T. Erwin for a judicial settlement conference to be conducted at a date and time to be set by Judge Erwin. *See* ECF No. 43. A judicial settlement conference has been scheduled before Judge Erwin at 1:00 p.m. on Tuesday, January 9, 2024.

Currently before the Court is Plaintiff's Motion for Order Excusing Plaintiff from the Settlement Conference or in the Alternative Request for Ruling on Plaintiff's Motion to

Dismiss. (**ECF No 46**). Defendants Ezra Young and Brittany Stewart have filed a Joint Response in opposition. (ECF No. 48). As detailed in the Order Setting Settlement Conference, "for each party in the case, a person with full settlement authority must attend the conference.... A party's representative may not be a lawyer who has entered an appearance in the case." *See* ECF No. 44:3.

Both Judge Dishman and Judge Erwin have required the Plaintiff to appear in person, therefore Plaintiff's request is **DENIED**. Further Plaintiff's alternative request for ruling on Plaintiff's Motion to Dismiss is not proper before Judge Erwin. Plaintiff's request for such relief should be filed in a separate motion.

IT IS SO ORDERED on October 26, 2023.



SHON T. ERWIN
UNITED STATES MAGISTRATE JUDGE