
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

NORTHERN DIVISION

**CHRISTOPHER JOSEPH TUVELL,
SHERRY LYNN TUVELL, individually
and as the heirs of David Christopher
Tuvell, and THE ESTATE OF DAVID
CHRISTOPHER TUVELL,**

Plaintiffs,

v.

**BOY SCOUTS OF AMERICA;
PROFESSIONAL ASSOCIATION OF
DIVE INSTRUCTORS; BLUE WATER
SCUBA; LOWELL HUBER; CORBETT
DOUGLAS; GREAT SALT LAKE
COUNCIL, INC., BOY SCOUTS OF
AMERICA;**

Defendants

SETTLEMENT CONFERENCE REPORT

Case No. 1:12cv128

District Judge Dee Benson

Magistrate Judge Paul M. Warner

District Judge Dee Benson referred this case to Magistrate Judge Paul M. Warner for a settlement conference pursuant to civil rule 16-3 of the Rules of Practice for the United States District Court for the District of Utah.¹ *See* DUCivR 16-3. The settlement conference was held on October 6, 2015. Alton J. Hall and Robert G. Gilchrist, counsel for Plaintiffs, were present at the conference along with their clients Christopher Joseph Tuvell and Sherry Lynn Tuvell. David G. Concannon and Gainer M. Waldbillig, counsel for Defendants Blue Water Scuba, Lowell Huber, and Corbett Douglas, were present along with their clients. Mark A. Hruska and Roger

¹ *See* docket no. 251.

H. Bullock, counsel for Defendant Professional Association of Dive Instructors (“PADI”), were likewise present, along with Patricia Fousek, a representative for PADI.

At the conference, the parties reached a settlement. Immediately thereafter, the court memorialized the terms of the settlement at a sealed hearing. The court ordered the parties to formalize the settlement agreement and file the necessary documents within (45) forty-five days of the date of this order.

DATED this 6th day of October, 2015.

BY THE COURT:

A handwritten signature in cursive script, appearing to read "Paul M. Warner", is written over a horizontal line.

PAUL M. WARNER
United States Magistrate Judge