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23 Sheriff Rodney Mitchell and Deputy Richard Ward

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31 Attorneys for: Defendant Deputy Paul DeShong

32 UNITED STATES DISTRICT COURT
 33 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

34 BRENT BECKWAY,)	NO. C 07 5072 TEH
35 vs.)	
36 DEPUTY PAUL DESHONG, DOES 1 through 10,)	STIPULATION AND ORDER FOR
37 inclusive, SHERIFF RODNEY K. MITCHELL,)	REFERRAL TO MEDIATION
38 COUNTY OF LAKE SHERIFF'S DEPARTMENT)	
39 and COUNTY OF LAKE,)	
40)	
41 Defendants.)	
42)	

43 **STIPULATION AND ORDER FOR REFERRAL TO MEDIATION**
 44 **CASE NO. C-07-5072 TEH**

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This case was originally set through the ADR program for Early Neutral Evaluation. The case was thereafter stayed pending the outcome of defendants' motion for judgment on the pleadings, and the court recently filed its order with respect to defendants' motion. Counsel for the parties held an ADR conference with the ADR administrator, Howard Herman, on May 26, 2010. At the ADR conference, the parties and Mr. Herman agreed that mediation at this stage of the case would be a more appropriate ADR process than Early Neutral Evaluation. Accordingly, the parties, by and through their respective counsel, stipulate and request that the court order that this case be removed from the referral to Early Neutral Evaluation and referred to mediation through the court's ADR program. The parties wish to complete certain discovery, including depositions of plaintiff and defendants, prior to mediation. Due to trial and vacation schedules, such discovery will likely not be completed until August 2010. Accordingly, the parties further stipulate and request that the court order that the mediation be completed by September 30, 2010.

Dated: May 28, 2010

LAW OFFICES OF BARON J. DREXEL

By: /s Baron J. Drexel
BARON J. DREXEL
Attorney for Plaintiff

Dated: May 28, 2010

JONES & DYER

By: /s/ Mark A. Jones
MARK A. JONES
Attorneys for Defendants County of Lake,
County of Lake Sheriff's Department, Sheriff
Rodney Mitchell and Deputy Richard Ward

Dated: May 28, 2010

PORTER SCOTT

By: /s John R. Whitefleet
JOHN R. WHITEFLEET
Attorneys for Defendant Paul DeShong

**STIPULATION AND ORDER FOR REFERRAL TO MEDIATION
CASE NO. C-07-5072 TEH**

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ORDER

The Court having considered the foregoing stipulation of the parties, and good cause appearing, the Court hereby orders that the prior referral of this matter to Early Neutral Evaluation is vacated, and the case is hereby referred to mediation through the court's ADR program. The court further orders that the mediation is to be completed on or before September 30, 2010.

Dated: 06/04/10

