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12 Attorneys for Plaintiff and the Class

13  
14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA**

16 **CLAIRE C. HAGGARTY**, individually  
17 and on behalf of all others similarly situated,

18 Plaintiff,

19 vs.

20 **STRYKER ORTHOPAEDICS (aka**  
21 **STRYKER ORTHOPEDICS; aka**  
22 **STRYKER ORTHOPEDICS, INC.);**  
23 **HOWMEDICA OSTEONICS**  
24 **CORPORATION; STRYKER**  
**CORPORATION; and STRYKER SALES**  
**CORPORATION,**

25 Defendants.  
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Case No. CV-08-01609 JSW

**STIPULATION AND ~~PROPOSED~~**  
**ORDER SELECTING ADR PROCESS**

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

- ☐ Non-binding Arbitration (ADR L.R. 4)
- ☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
- ☒ Mediation (ADR L.R. 6)

*(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)*

**Private Process:**

- ☐ Private ADR (please identify process and provider) \_\_\_\_\_

The parties agree to hold the ADR session by:

- ☐ the presumptive deadline (The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered. )
- ☒ other requested deadline November 1, 2009

Dated: December 22, 2008

**COTCHETT, PITRE & McCARTHY**

By /s/  
ARA JABAGCHOURIAN  
Attorneys for Plaintiff Claire C. Haggarty and  
the Class

Dated: December 22, 2008

**KASOWITZ, BENSON, TORRES &  
FRIEDMAN LLP.**

By /s/  
WILLIAM M. GOODMAN  
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