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7 Attorneys for Defendants

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11 AYE AYE KYI,)	No. C 08-3383 JSW
)	
12 Plaintiff,)	
)	
13 v.)	JOINT MOTION TO BE EXCUSED FROM
)	THE FORMAL ADR PROCESS;
14 MICHAEL CHERTOFF, Secretary,)	PROPOSED ORDER
15 Department of Homeland Security,)	
)	
16 Defendant.)	
_____)	

17
 18 Each of the undersigned certifies that he or she has read either the handbook entitled
 19 "Dispute Resolution Procedures in the Northern District of California," or the specified portions of
 20 the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute
 21 resolution options provided by the court and private entities, and considered whether this case might
 22 benefit from any of them.

23 Here, the parties agree that referral to a formal ADR process will not be beneficial because
 24 this mandamus action is limited to Plaintiff's request that this Court review de novo her
 25 naturalization application, compel Defendants to rescind her lawful permanent resident status, and
 26 approve her second adjustment of status application. Given the substance of the action and the lack
 27 of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily
 28 tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be

JOINT MOTION RE: ADR
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