

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ANDREA GORDON,

CASE NO. 3:08-cv-03630-BZ

Plaintiff(s),

v.

STIPULATION AND ~~[PROPOSED]~~  
ORDER SELECTING ADR PROCESS

THE BAY AREA AIR QUALITY  
MANAGEMENT DISTRICT,

Defendant(s).

\_\_\_\_\_ /

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 April 1, 2009, per Court Clerk's notice dated January 14, 2009

Dated: 1/14/2009

/s/ Howard Moore  
Attorney for Plaintiff

Dated: 1/14/2009

/s/ Golnar J. Fozi  
Attorney for Defendant

When filing this document in ECF, please be sure to use the appropriate ADR Docket Event, e.g., "Stipulation and Proposed Order Selecting Early Neutral Evaluation."

~~PROPOSED~~ ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- Non-binding Arbitration
- Early Neutral Evaluation (ENE)
- ✓ Mediation
- Private ADR

Deadline for ADR session

- 90 days from the date of this order.
- ✓ other April 1, 2009

IT IS SO ORDERED.

Dated: January 15, 2009



UNITED STATES MAGISTRATE JUDGE

1 DALEY & HEFT, ATTORNEYS AT LAW  
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9 Attorneys for Defendant,  
10 THE BAY AREA AIR QUALITY  
11 MANAGEMENT DISTRICT

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 ANDREA GORDON, ) Case No. 3:08-cv-03630-BZ  
15 )  
16 Plaintiff, ) **CERTIFICATE OF SERVICE**  
17 )  
18 v. ) **JUDGE:** Magistrate Judge  
19 ) Bernard Zimmerman  
20 THE BAY AREA AIR QUALITY ) **COURTROOM:** G, 15<sup>th</sup> Floor  
21 MANAGEMENT DISTRICT, )  
22 Defendant. )

23 I, Linda T. Willis, certify and declare as follows:

- 24 1. I am over the age of 18 years and not a party to this action.
- 25 2. I caused to be serve the following document(s) via electronic mail:

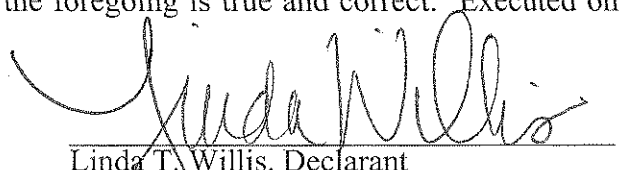
26 **STIPULATION AND [PROPOSED] ORDER SELECTING ADR PROCESS**

27 3. **Electronic Mail Notice List**

28 The following are those who are currently on the list to receive e-mail notices for this case:

29 Howard Moore, Jr., MOORE & MOORE:  
30 moorlaw@aol.com  
31 **Attorney for Plaintiff, ANDREA GORDON**

32 I declare under penalty of perjury that the foregoing is true and correct. Executed on  
33 January 15, 2009 in Solana Beach, California.

  
Linda T. Willis, Declarant