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24 WORKHORSE CUSTOM CHASSIS

25 UNITED STATES DISTRICT COURT  
26 NORTHERN DISTRICT OF CALIFORNIA

27 MICHAEL ADAMS, an Individual, and  
28 SHONNIE ADAMS, an Individual,

Plaintiff,

Vs.

GULF STREAM COACH, WORKHORSE  
CUSTOM CHASSIS, and DOES 1 – 50,  
Inclusive,

Defendants.

Case No. C08-04755EDL

**JOINT STIPULATION TO  
TELEPHONIC APPEARANCE AT  
MEDIATION AND  
~~PROPOSED~~ ORDER THEREON**



Hon. Wayne D. Brazil

Plaintiffs, MICHAEL ADAMS and SHONNIE ADAMS ("Plaintiffs"), Defendant GULF STREAM  
COACH, INC. ("Gulfstream") and Defendant WORKHORSE CUSTOM CHASSIS ("Workhorse"), by

1 and through their respective counsel, hereby stipulate and agree to the following:

2 **RECITALS**

3 This stipulation is entered into based on the following facts:

- 4 1. Plaintiffs and both Defendants have agreed to submit this matter to mediation under the  
5 Court's mediation program.
- 6 2. Mediation is scheduled for March 17, 2009 with Ms. Jo Hoenninger, Esq. at the United  
7 States District Court for the Northern District of California, in San Francisco, California.
- 8 3. This case is before this Court under diversity jurisdiction. Plaintiffs currently reside in  
9 South Carolina and Defendants reside in Indiana and Michigan.
- 10 4. To keep mediation affordable for all parties, the parties agreed to holding mediation with  
11 counsel for all parties present in person and plaintiffs and representatives with decision  
12 making authority from both Defendants participating in the mediation by telephone.

13 **STIPULATION**

14 The parties stipulate as follows:

- 15 a) The mediation shall be held at the United States District Court for the Northern District  
16 of California, in San Francisco, California.
- 17 b) Counsel for Plaintiffs and for both Defendants shall be present in person at the  
18 mediation.
- 19 c) Plaintiffs, MICHAEL ADAMS and SHONNIE ADAMS, shall participate in the mediation  
20 telephonically.
- 21 d) Defendant GULF STREAM COACH, INC. and Defendant WORKHORSE CUSTOM CHASSIS  
22 shall have a representative with authority to approve any proposed settlement present  
23 telephonically.
- 24

25 Dated: February 17, 2009

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/s/ Barbara C. Zimmerman  
Barbara C. Zimmerman, Esq.  
Attorney for Plaintiffs, MICHAEL ADAMS  
and SHONNIE ADAMS

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Dated: February 17, 2009

COLEMAN & HOROWITT

/s/ Darryl J. Horowitz  
Darryl J. Horowitz, Esq.  
Attorneys for Defendant GULF STREAM  
COACH, INC.

Dated: February 17, 2009

RUBEN & SJOLANDER

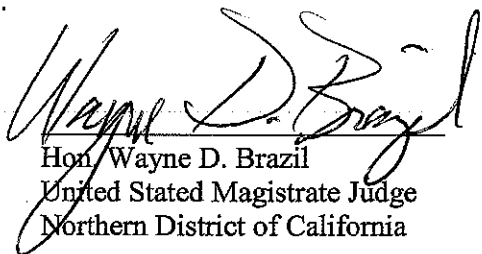
/s/ Ronald G. Akasaka  
Ronald G. Akasaka, Esq.  
Attorneys for Defendant WORKHORSE  
CUSTOM CHASSIS



**[PROPOSED] ORDER**

The above stipulation having been made and good cause appearing therefore,  
**IT IS HEREBY ORDERED** that the mediation be held mediation shall be held at the United States District Court for the Northern District of California, in San Francisco, California with counsel for Plaintiffs and both Defendants participating in person, Plaintiffs participating telephonically, and representative of Gulfstream and Workhorse with authority to approve any proposed settlement participating telephonically.

Dated: 2/24, 2009



Hon. Wayne D. Brazil  
United States Magistrate Judge  
Northern District of California