REGARDING ADR SELECTION

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The parties hereby stipulate and agree as follows and respectfully request that the Court approve and give effect to their stipulation:

- 1. Pursuant to the Court's December 17, 2009 scheduling order, the parties agreed to participate in early neutral evaluation by March 31, 2010;
- 2. The parties, however, have agreed to submit the case to private mediation instead of early neutral evaluation;
  - 3. To that end, the parties have scheduled a private mediation for March 17, 2010.

The parties STIPULATE to participate in private mediation AND RESPECTFULLY REQUEST the Court enter this order allowing the parties to participate in private mediation in lieu of early neutral evaluation.

Dated: March 1, 2010 Respectfully Submitted,

**GUY KORNBLUM & ASSOCIATES** 

By <u>/s/ CLARK LAMMERS</u> CLARK LAMMERS

Attorneys for Plaintiff JAROD NEIGUM

SONNENSCHEIN NATH & ROSENTHAL LLP

By\_\_\_\_\_\_/s/ JEFFRY BUTLER

JEFFRY BUTLER

Attorneys for Defendant
ALLSTATE INDEMNITY COMPANY

IT IS SO ORDERED.

Dated: March 1, 2010

Dated: \_3/5/2010



## SONNENSCHEIN NATH & ROSENTHAL LLP 2121 N. CALIFORNIA BOULEVARD, SUITE 800 WALNUT CREEK, CA 94596 (925) 949-2600

## Filer's Attestation

Pursuant to General Order No. 45, section X(B) regarding signatures, I attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatories.

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DATED: March 1, 2010

By: /s/ JEFFRY BUTLER

No. CV 09-1758 VRW

STIPULATION AND [PROPOSED] ORDER REGARDING ADR SELECTION