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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

BOARD OF TRUSTEES OF THE PIPE  
TRADES DISTRICT COUNCIL NO. 36  
  
Plaintiff,  
  
v.  
SUMMIT MECHANICAL SYSTEMS, INC.,  
et al.  
  
Defendant.

**CASE NO. CV CV09-04408-JSW  
STIPULATION AND ORDER  
SELECTING ADR PROCESS**

**I. ADR PROCESS**

The parties hereby stipulate to participate in the ADR process checked below (*select one court-connected or private process*).

**Court-connected ADR processes:**

- Arbitration
- Non-binding
- Binding
- Early Neutral Evaluation (ENE)
- Early Settlement Conference with a Magistrate Judge
- Mediation

**Private ADR process:**

Type of Process: \_\_\_\_\_

Name, address and phone number of private provider:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**STIPULATION AND ORDER SELECTING ADR PROCESS**

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**II. TIMING FOR ADR PROCESS**

**Cases in ENE or Mediation (or similar private process):**

The parties shall conduct the ADR session by September 23, 2010 (no later than 90 days after the date set for the first Case Management Conference unless otherwise ordered under General Order 36, § VII.D.)


**Cases in Arbitration (court-connected or private):**

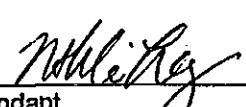
The parties shall conduct the Arbitration by \_\_\_\_\_ (no later than 135 days after the date set for the first Case Management Conference unless otherwise ordered – the clerk will send the parties a list of arbitrators for ranking within 10 days after the Case Management Conference.)

**III. OTHER STIPULATIONS** (e.g. regarding additional disclosures and/or discovery before the ADR session, issues to be addressed in ADR session, etc.)

Dated: June 4 2010

Dated: June 4, 2010

  
\_\_\_\_\_  
Plaintiff  
Henry Y. Chiu (Counsel)

  
\_\_\_\_\_  
Defendant  
Nathalie A. Le Ngoc (Counsel)

IT IS SO ORDERED.

Dated: June 7, 2010

  
\_\_\_\_\_  
United States District Judge  
Hon. Jeffrey S. White