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16 Attorneys for Defendant
 17 UBS Securities LLC

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA

22 BERNADETTE REED,
 23 Plaintiff,
 24 vs.
 25 UBS SECURITIES, LLC,
 26 Defendant.

No. CV-09-5237-MHP
**STIPULATION AND ~~PROPOSED~~ ORDER
 EXTENDING DEADLINE BY WHICH TO
 COMPLETE ADR PROCESS**

STIP AND [PROPOSED] ORDER RE ADR DEADLINE
 U.S.D.C., N.D. Cal., No. CV-09-5237-MHP

1 **STIPULATION**

2 Plaintiff Bernadette Reed and defendant UBS Securities LLC (“UBS”), by and through their
3 counsel of record, hereby stipulate as follows:

4 1. On November 4, 2009, plaintiff filed her complaint with this Court, initiating this
5 proceeding.

6 2. Plaintiff represents that on the same day, she submitted an Amended Charge of
7 Discrimination (“Amended Charge”) to the Boston office of the Equal Employment Opportunity
8 Commission (“EEOC”), where her Initial Charge had been processed, and that the Amended Charge
9 included an additional claim for retaliation based on new facts that occurred since her filing of the Initial
10 Charge.

11 3. On February 1, 2010, the parties filed a Stipulation and [Proposed] Order Selecting ADR
12 Process. The parties agreed that by May 31, 2010, after they conducted adequate discovery, they would
13 agree to either private mediation with a mutually agreeable mediator or binding arbitration.

14 4. UBS initially noticed plaintiff’s deposition for April 7, 2010.

15 5. Plaintiff requested that UBS postpone her deposition from April 7, 2010, to May 18,
16 2010, to accommodate her change in employment and relocation to New York. UBS agreed and
17 deposed plaintiff on May 18, 2010.

18 6. Pursuant to the parties’ stipulation, the Court extended the deadline to participate in an
19 ADR process from May 31, 2010, to June 30, 2010.

20 7. Plaintiff represents that on March 5, 2010, she requested a Notice of Right to Sue letter
21 for her Amended Charge.

22 8. Plaintiff represents that after subsequent correspondence with the EEOC, plaintiff was
23 informed that the Boston EEOC office had failed to update the system properly and, as such, the
24 Amended Charge had never been processed.

25 9. Plaintiff represents that pursuant to the EEOC Investigator’s instruction, on March 31,
26 2010, plaintiff submitted a new Charge of Discrimination to the New York EEOC office, which
27 included the additional facts and claim for retaliation.
28

1 10. Plaintiff contends that her original November 4, 2009, complaint in this action contained,
2 among other things, the facts and allegations underlying the retaliation claim.

3 11. Plaintiff represented that she intended to file an amended complaint adding a claim for
4 retaliation as soon as she received her Right to Sue notice from the EEOC.

5 12. On March 4, 2010, following the initial case management conference for this action, this
6 Court ordered that plaintiff file an amended complaint either pursuant to the parties' stipulation or by
7 motion for leave to amend by May 3, 2010.

8 13. On May 3, 2010, plaintiff requested that UBS stipulate to extend the deadline by which
9 she must file a motion for leave to amend her complaint. The Court adopted the parties' stipulation and
10 extended plaintiff's time to file a motion for leave to amend her complaint to June 28, 2010.

11 14. Plaintiff represents that on May 12, 2010, plaintiff received a Notice of Right to Sue
12 letter from the EEOC.

13 15. UBS's investigation of plaintiff's allegations is continuing; furthermore, UBS has been
14 unable to fully investigate any new claims plaintiff proposes to add in her amended complaint.

15 16. The parties have not had enough time to complete adequate discovery and participate in
16 an ADR process by the current June 30, 2010, deadline.

17 17. Accordingly, the parties ask the Court to extend the date by which they must complete
18 their ADR process from June 30, 2010, to August 31, 2010. This postponement will not affect any other
19 dates set by the Court.

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Dated: June 30, 2010.

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LIDDLE & BATSON

GARY B. ROSS
ANDREW D. MORRISON
ROSS & MORRISON

By:

/s/

James A. Batson
Attorneys for Plaintiff Bernadette Reed

Dated: June 30, 2010.

JEFFREY D. WOHL
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By:

/s/

Jeffrey D. Wohl
Attorneys for Defendant UBS Securities LLC

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ORDER

On the stipulation of the parties, and good cause appearing therefor,

IT IS ORDERED that the parties' stipulation be and is hereby adopted as the order of the Court and that the parties complete their ADR process by August 31, 2010.

July 1,
Dated: ~~June~~ ____, 2010.

