

**FILED**

SEP - 1 2010

**RICHARD W. WIEKING**  
CLERK U.S. DISTRICT COURT,  
NORTHERN DISTRICT OF CALIFORNIA

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29 UBS Securities LLC

30 UNITED STATES DISTRICT COURT  
31 NORTHERN DISTRICT OF CALIFORNIA

32 BERNADETTE REED,

33 Plaintiff,

34 vs.

35 UBS SECURITIES, LLC,

36 Defendant.

No. CV-09-5237-MHP

**STIPULATION AND [PROPOSED] ORDER  
EXTENDING DEADLINE BY WHICH TO  
COMPLETE ADR PROCESS**

*W/ limitations on deposition*

37 STIP AND [PROPOSED] ORDER RE ADR DEADLINE  
38 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. On February 1, 2010, the parties filed a Stipulation and [Proposed] Order Selecting ADR  
7 Process. The parties agreed that by May 31, 2010, after they conducted adequate discovery, they would  
8 agree to either private mediation with a mutually agreeable mediator or binding arbitration; this deadline  
9 was extended to June 30, 2010, per the parties’ stipulation which this Court adopted as an order.

10 3. On June 30, 2010, due to the postponed deposition of plaintiff, the parties stipulated to  
11 extend the deadline to participate in an ADR process from June 30, 2010, to August 31, 2010. (Docket  
12 No. 33.) The Court adopted the new deadline on July 1, 2010. (Docket No. 34.)

13 4. On August 13, 2010, the Court granted plaintiff’s motion for leave to file an amended  
14 complaint and ordered plaintiff to amend within 60 days of the order. (Docket No. 43.)\*

15 5. Plaintiff intends to proceed with her FEHA claim and intends to file an amended  
16 complaint to add additional facts and a claim for retaliation under the FEHA, but has not yet filed an  
17 amended pleading. Plaintiff also intends to depose former and current UBS employees.

18 6. Thus, the parties’ investigation of plaintiff’s allegations is continuing; furthermore, UBS  
19 has been unable to fully investigate any new claims plaintiff proposes to add in her amended complaint.

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

22 8. Accordingly, the parties ask the Court to extend the date by which they must complete  
23 their ADR process from August 31, 2010, to November 30, 2010. This postponement will not affect any  
24 other dates set by the Court.

25 \* On August 3, 2010, the Court denied UBS’s motion to dismiss plaintiff’s claim under the Fair  
26 Employment and Housing Act (“FEHA”), and ordered plaintiff, if she intends to proceed with her  
27 FEHA claim, to obtain a right-to-sue letter from the Department of Fair Employment and Housing and  
28 file an amended complaint within 60 days of that Order. (Docket No. 40.) UBS assumes, however, that  
the later-filed order granting plaintiff’s motion for leave to file her amended complaint (issued on  
August 13, 2010) is the date by which the Court will measure plaintiff’s deadline to file an amended  
complaint.

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Dated: August 31, 2010.

JAMES A. BATSON  
LIDDLE & BATSON

GARY B. ROSS  
ANDREW D. MORRISON  
ROSS & MORRISON

By:           /s/ James A. Batson            
                                        James A. Batson  
                                        Attorneys for Plaintiff Bernadette Reed

Dated: August 31, 2010.

JEFFREY D. WOHL  
JENNIFER Y. OH  
PAUL, HASTINGS, JANOFKY & WALKER LLP

By:           /s/ Jennifer Y. Oh            
                                        Jennifer Y. Oh  
                                        Attorneys for Defendant UBS Securities LLC

ORDER

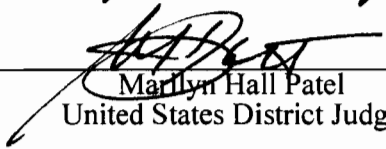
On the stipulation of the parties, and good cause appearing therefor,

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 November 30, 2010.

Dated: August 9/11/2010.

*The parties are limited to three depositions per side prior to the ADR @ completion*

  
Marilyn Hall Patel  
United States District Judge