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REICHDRILL, INC.
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DAN'S WATER WELL & PUMP SERVICE, INC. and
13 DAN'S WATER WELLS
14

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 DOUGLAS DRILL SERVICES, INC.,)
19)
Plaintiff,)
20)
vs.)
21)
DAN'S WATER WELL & PUMP SERVICE,)
22 INC.; DAN'S WATER WELLS,)
23)
Defendant(s))
24)
DAN'S WATER WELL & PUMP)
25 SERVICE, INC.; and DAN'S WATER)
WELLS,)
26)
Counterclaimants,)
27)
DOUGLAS DRILL SERVICES, INC.) 1
28 Counterdefendant,

Case No.: C-09-05737 EDL
STIPULATION AND REQUEST FOR ORDER
TEMPORARILY RELIEVING THE PARTIES
OF THE DUTY TO MEDIATE THIS CASE
WITH THE FEDERAL MEDIATOR, IN FAVOR
OF THEIR CONDUCTING A PARTIES-ONLY
MEETING IN PENNSYLVANIA WITHIN THE
NEXT 30 DAYS

Date: No Date Set for This Stipulation
Time: No Time Set for This Stipulation
Courtroom: E
Judge: Hon. Elizabeth D. Laporte

**STIPULATION AND REQUEST FOR ORDER
TEMPORARILY RELIEVING THE PARTIES OF THE
DUTY TO MEDIATE**

1 vs.)
 2 DAN’S WATER WELL & PUMP SERVICE,)
 3 INC.; DAN’S WATER WELLS,)
 4 Third-Party Plaintiff)
 5 REICHDRILL, INC.)
 6 Third-Party Defendant,)
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The undersigned parties to the above-entitled action hereby submit this Stipulation and Request for Order.

(1) The parties are currently ordered by the Court to participate in a Federal Mediation, conducted by Mediator Jonathan Schmidt, by October 1, 2010. Pursuant to this order, the parties several weeks ago scheduled the Mediation with Mr. Schmidt for Thursday, September 30, 2010.

(2) Since then, the parties have held direct discussions, without the direct participation of their lawyers. These discussions have resulted in the parties agreeing that in lieu of Mediation with Mr. Schmidt, they would prefer to hold a parties-only (no attorneys) meeting at the Pennsylvania headquarters of Douglas Drill Services, Inc. The principals of Dan’s Water Well & Pump Service, Inc., which are Anna and Ivan Nahlik, are willing to travel to Douglas’ Drill’s Pennsylvania location to fully discuss all issues. A meeting in Pennsylvania has a number of advantages over the scheduled Federal Mediation in San Francisco, including that more than one Douglas Drill employee or officer will, if appropriate, be easily able to participate in person, and because there will be full and immediate access to all Douglas Drill records that may be relevant to this dispute. The Nahliks will take with them all of their own relevant records for use in the meeting.

(3) The parties agree to conduct the parties-only meeting in Pennsylvania within 30 days from the date this Stipulation is signed, i.e. by October 27, 2010. The parties agree that after the meeting is concluded, or after 30 days have passed from the date this Stipulation is signed, whichever

STIPULATION AND REQUEST FOR ORDER TEMPORARILY RELIEVING THE PARTIES OF THE DUTY TO MEDIATE

