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15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA

18 GERALDINE WATERS,
 19 Plaintiff,
 20 vs.

Case No. 09-06045 SI

**STIPULATION AND [PROPOSED]
 ORDER MODIFYING ADR DEADLINE**

21 AMERICAN RED CROSS; AMERICAN
 NATIONAL RED CROSS, INC.;
 22 AMERICAN RED CROSS BAY AREA
 CHAPTER; HAROLD BROOKS; RITA
 23 CHICK; DOES I-XX;

24 Defendants.

26 Plaintiff Geraldine Waters (“Plaintiff”) and Defendants American Red Cross, American
 27 Red Cross Bay Area Chapter, Harold Brooks, and Rita Chick (collectively, “Defendants”), the
 28 parties to the above-entitled action (collectively referred to herein as the “Parties”), submit this

1 Stipulation to the Court:

2 **STIPULATION**

3 WHEREAS, on March 22, 2010, the Court issued an Order Selecting ADR Process in the
4 above-entitled action (“Order”);

5 WHEREAS, the Court’s Order approved the stipulation between the Parties to participate
6 in a private mediation;

7 WHEREAS, according to the Court’s Order, the deadline for the Parties to hold a private
8 mediation is 90 days from the date of the order, or June 21, 2010;

9 WHEREAS, the further Case Management Conference is set for July 9, 2010;

10 WHEREAS, the Parties have not been able to complete initial written discovery and
11 depositions, and will not have sufficient time to complete initial written discovery and depositions
12 before the currently scheduled deadline to participate in a private mediation;

13 WHEREAS, the Parties agree that it would be beneficial for settlement purposes if the
14 Parties completed initial written discovery and depositions prior to participating in a private
15 mediation;

16 WHEREAS, due to scheduling conflicts, the earliest date in which the Parties and the
17 mediator have shared availability is September 15, 2010;

18 WHEREAS, the Parties and the private mediator have set the mediation for September 15,
19 2010, pending the Court’s approval of the extension of the deadline to participate in the
20 mediation;

21 WHEREAS, the Parties have not previously requested any extensions of the deadlines set
22 forth in the Court’s Order;

23 WHEREAS, for good cause and to promote settlement and avoid prejudice that would
24 result to both Parties if the deadline to participate in a mediation is not revised, the Parties jointly
25 request an extension of the deadline to participate in a mediation set forth in the Court’s Order;
26 and

27 WHEREAS, the Parties also request the further Case Management Conference be
28 rescheduled for a date occurring after the September 15, 2010 mediation.

1 NOW, THEREFORE, Plaintiff and Defendants, through their undersigned respective
2 counsel, stipulate and request that the Court approve the following revised deadlines:

3 Last day for Parties to participate in a mediation: 9/21/2010

4 Further Case Management Conference: 10/8/2010 at 3:00 p.m.

5 To avoid prejudice to both Parties, GOOD CAUSE exists to modify the deadline in this
6 action as described herein.

7
8 Dated: June 3, 2010 HIGHMAN, HIGHMAN & BALL

9 By _____ /s/
10 Louis A. Highman
11 Attorneys for Plaintiff
12 GERALDINE WATERS

13 Dated: June 3, 2010 MORGAN, LEWIS & BOCKIUS LLP

14 By _____ /s/
15 Melinda S. Riechert
16 Attorneys for Defendants
17 AMERICAN RED CROSS, AMERICAN
18 RED CROSS BAY AREA CHAPTER,
19 HAROLD BROOKS AND RITA CHICK

20 **ORDER**

21 In light of the foregoing STIPULATION of the Parties and good cause appearing, the
22 Court ORDERS the following revised deadline in this case:

23 Last day for Parties to participate in a mediation 9/21/2010

24 Further Case Management Conference 10/7/2010 at 3:00 p.m.

25 To avoid prejudice to both Parties, GOOD CAUSE exists to modify the deadline in this
26 action as described herein.

27 Dated: _____
28 
Hon. Susan Illston
United States District Court Judge