

1 Cathy L. Arias, State Bar No. 141989
 Email: carias@burnhambrown.com
 2 Allyson E. Cook, State Bar No. 227214
 Email: acook@burnhambrown.com
 3 BURNHAM BROWN
 A Professional Law Corporation
 4 P.O. Box 119
 Oakland, California 94604
 5 Telephone: (510) 444-6800
 Facsimile: (510) 835-6666
 6

7 Attorneys for Defendant
 C.R. ENGLAND, INC.

8 Angela Alioto, State Bar No. 130328
 LAW OFFICE OF JOSEPH L. ALIOTO
 9 and ANGELA ALIOTO
 700 Montgomery Street
 10 San Francisco, CA 94111
 Telephone: (415) 434-8700
 11 Facsimile: (415) 438-4638

12 *OF COUNSEL:*
 Jody A. Meisel, State Bar No. 109610
 13 Email: meiseljody@aol.com
 2632 Larkin Street, Suite 0
 14 San Francisco, CA 94109
 Telephone: (415) 225-9251
 15 Facsimile: (415) 885-2790

16 Attorneys for Plaintiff
 JANE AICHER
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18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT, SAN FRANCISCO DIVISION

20 JANE AICHER,
 21 Plaintiff,
 22 v.
 23 C.R. ENGLAND, INC., a Corporation, and
 Does 1-20,
 24 Defendants.
 25

No. 3:10-cv-00335-BZ
 [Napa County Superior Court Case No. 26-50963]

STIPULATION AND [PROPOSED]
 ORDER REGARDING PLAINTIFF'S AND
 DEFENDANT'S SCHEDULED PRIVATE
 MEDIATION

Complaint Filed: December 22, 2009
 Trial Date: March 28, 2011

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1 Defendant C.R. ENGLAND, INC. ("Defendant"), and Plaintiff JANE AICHER
2 ("Plaintiff") by and through their counsel of record, hereby agree and stipulate to the following:

3 1. On July 8, 2010, this Court referred this case to Magistrate Judge Donna M. Ryu
4 for settlement. The parties were ordered to attend a settlement conference within thirty to sixty
5 days of this Court's Order.

6 2. On July 12, 2010, Judge Ryu's Clerk contacted counsel for Plaintiff and
7 Defendant and provided them dates that Judge Ryu was available in September 2010 to hold a
8 Settlement Conference. The Clerk requested that the parties meet and confer at Plaintiff's
9 deposition the following day.

10 3. In compliance with Judge Ryu's request, counsel for Plaintiff and Defendant met
11 and conferred on July 13, 2010 wherein both parties agreed that this matter would be best served
12 with a mediation and/or settlement conference prior to Defendant filing a Motion for Summary
13 Judgment/Adjudication. The deadline to file such Motion is September 1, 2010.

14 4. The parties also discussed utilizing the services of a private mediator should one
15 be available prior to the Motion for Summary Judgment deadline. On July 15, 2010, the parties
16 agreed to use Judge Ellen James (ret.) with JAMS in San Francisco, California. The parties are
17 confirmed for mediation on July 30, 2010 commencing at 10:00 a.m.

18 5. Due to the agreement and scheduling of a mediation with Judge James, counsel
19 for Plaintiff and Defendant respectfully request that this Court revise its Order dated July 6, 2010
20 and Order a Settlement Conference with Judge Ryu closer to the trial date, currently set for
21 March 28, 2011.

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IT IS SO STIPULATED

Dated: July 16, 2010

BURNHAM BROWN

By: /s/ Allyson E. Cook 7/16/2010

ALLYSON E. COOK
Attorneys for Defendant
CR ENGLAND, INC.

Dated: July 16, 2010

LAW OFFICES OF MAYOR JOSEPH L.
ALIOTO AND ANGELA ALIOTO
LAW OFFICES OF JODY A. MEISEL

By: /s/ (Approved on 7/16/2010)

ANGELA ALIOTO
JODY A. MEISEL
Attorneys for Plaintiff
JANE AICHER

[PROPOSED] ORDER

Based on the Stipulation submitted by the Parties in this Action, the private mediation with Judge Ellen James at JAMS on calendar for July 30, 2010 and for good cause, it is hereby Ordered that the Parties are excused from attending a Settlement Conference with Judge Ryu within thirty to sixty days from the previous July 6, 2010 Order.

A Settlement Conference is now scheduled for JANUARY, 2011, before Judge Ryu.

IT IS SO ORDERED.

DATED: 7/19/2010


BERNARD ZIMMERMAN
United States Magistrate Judge

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