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 7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10

12)	Case No. C-11-2963 MMC
13 MELANIE EDWARDS,)	STIPULATION AND [PROPOSED] ORDER TO EXTEND MEDIATION
14 Plaintiff,)	
15 vs.)	
16 COMAIR, INC., et al.,)	
17 Defendants.)	
18)	
19)	

20 COME NOW counsel for the parties hereto and request from the Court an extension of
 21 the time previously designated for the conduct of a mediation in this matter. Good Cause appears
 22 for this request, as set forth below.
 23

24 The complaint in this matter was filed on April 11, 2011 in state court. Defendant
 25 answered on June 15, 2011 and the matter was removed to Federal court on June 16, 2011. The
 26 parties agreed to Court supervised ADR and to Mediation by one of the Court Panel of
 27 Mediators, and the Court ordered the matter to Mediation on September 21, 2011.
 28

1 The parties met and conferred by phone with the appointed Mediator, Eric Danoff on
2 October 14, 2011, and agreed to a mediation date of January 12, 2012.

3 The parties have been diligently undertaking discovery and preparation for the mediation,
4 but have not been able to complete several key elements thereof yet, and under the present
5 schedule may not be able to do so well enough in advance of the set mediation date. The
6 defendant in this matter, Comair, is based in the Cincinnati, Ohio area; as is the flight and cabin
7 crew aboard on the day of the incident. The aircraft is now operating in regularly scheduled
8 service in the east. So far, the parties have not been able to coordinate all of these elements in
9 one place so that depositions can be conducted and the aircraft inspected and photographed. The
10 fast upcoming holiday season, holiday travel and personal plans of the prospective examinees
11 have also been a complicating factor.

12 Our Mediator and the parties, subject to approval and further order of this Court, has
13 agreed on new date of February 14, 2012, but this is outside the current deadline as earlier set by
14 the Court. Further adjustment of the date may be necessary due the calendar of the Mediator and
15 counsel for the parties. Therefore, the parties' request that the mediation deadline be set back to
16 February 29, 2012 in order to allow the parties to complete this and hopefully resolve the case
17 without protracted further litigation.

18 Respectfully submitted:

19 Dated: December 20, 2011

20 STERNS & WALKER

21 /s/ Gerald C. Sterns
22 BY: _____
23 Gerald C. Sterns
24 Attorneys for Plaintiff Melanie Edwards

1 Dated: December 20, 2011

CODDINGTON, HICKS & DANFORTH

2
3 /s/ Richard G. Grotch

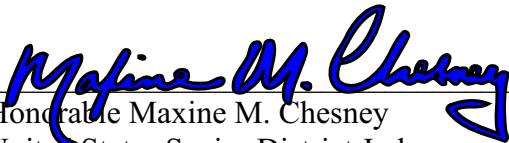
4 BY: _____

5 Richard G. Grotch
6 Attorneys for Defendant Comair, Inc.

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8
9 **[PROPOSED] ORDER**

10 Upon the foregoing stipulation and Good Cause appearing, IT IS HEREY ORDERED
11 that the Mediation completion date in this matter is hereby extended to February 29, 2012.

12
13
14 DATED: December 22, 2011

15 
16 Honorable Maxine M. Chesney
17 United States Senior District Judge