

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JEROME LUMBRE,

CASE NO. 3:12-cv-04495-JSW

Plaintiff(s),

v.

STIPULATION AND ~~PROPOSED~~ ORDER  
SELECTING ADR PROCESS

DELL INC.

Defendant(s).

\_\_\_\_\_ /  
Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

- Non-binding Arbitration (ADR L.R. 4)  
 Early Neutral Evaluation (ENE) (ADR L.R. 5)  
 Mediation (ADR L.R. 6)

*(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)*

**Private Process:**

- Private ADR (*please identify process and provider*) \_\_\_\_\_

The parties agree to hold the ADR session by:

- the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.*)  
 other requested deadline: 120 days

Dated: October 24, 2012

/s/ Steven M. Fink (as authorized on (10/24/12))  
STEVEN M. FINK  
Attorney for Plaintiff JEROME LUMBRE

Dated: October 24, 2012

/s/ Kelli M. Kennaday  
KELLI M. KENNADAY  
Attorney for Defendant DELL, INC.

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~~PROPOSED~~ ORDER

- The parties' stipulation is adopted and IT IS SO ORDERED.
- The parties' stipulation is modified as follows, and IT IS SO ORDERED.

Dated: October 24, 2012

  
\_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE  
DISTRICT

When filing this document in ECF, please be sure to use the appropriate Docket Event, e.g., "Stipulation and Proposed Order Selecting Mediation."