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5 Attorneys for Counter-Defendant,
 6 **NATIONWIDE MUTUAL**
INSURANCE COMPANY

7
 8 **IN THE UNITED STATES DISTRICT COURT**
 9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

11 NATIONWIDE MUTUAL INSURANCE
 12 COMPANY,

13 Plaintiff,

14 v.

15 DONALD V. RYAN, an individual, and
 16 DOES 1 THROUGH 10,

Defendants.

17 DONALD V. RYAN, BARBARA RYAN,

18 Counter-Claimants,

19 v.

20 NATIONWIDE MUTUAL INSURANCE
 21 COMPANY, and DOES 1 through 50,
 inclusive,

22 Counter-Defendants.

Case No. 3:12-CV-05000-JST

**STIPULATED REQUEST FOR REFERRAL
 TO SETTLEMENT CONFERENCE WITH
 MAGISTRATE JUDGE; [PROPOSED]
 ORDER [ADR L.R. 7-2]**

1 Plaintiff/Counter-Defendant Nationwide Mutual Insurance Company (“Nationwide”) and
 2 Defendant/Counter-Claimant Donald V. Ryan (“Defendant”) and Plaintiff/Counter-Defendant
 3 (collectively, the “Parties”) stipulate to, and respectfully request, a referral to a settlement
 4 conference under Local Rule, ADR Rule 7.2.

5 An early mediation of the matter was not successful. The parties have subsequently
 6 conducted extensive discovery.

7 The Parties agree that a Settlement Conference is advisable at this time, in advance of the
 8 April 28, 2014 trial.

9
 10 **IT IS SO STIPULATED.**

11 Dated: March 3, 2014

LAW OFFICE OF JOHN C. McCASLIN

12
 13 By: /s/ John C. McCaslin
 John C. McCaslin
 Attorneys for Counter-Defendant/
 Counter-Claimants
 DONALD V. RYAN AND BARBARA RYAN

16 Dated: March 3, 2014

17
 18 By: /s/ Marcus Daniel Merchasin
 Marcus Daniel Merchasin
 Attorneys for Counter-Defendant/
 Counter-Claimants
 DONALD V. RYAN AND BARBARA RYAN

21 Dated: March 3, 2014

WILSON, ELSER, MOSKOWITZ,
 EDELMAN & DICKER LLP

22
 23 By: /s/ John T. Burnite
 JOHN T. BURNITE
 Attorneys for Plaintiff/Counter-Defendant
 NATIONWIDE MUTUAL INSURANCE
 COMPANY

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Dated: March 3, 2014

LEWIS BRISBOIS BISGAARD &
SMITH LLP

By: /s/ Stephen J. Liberatore
Stephen J. Liberatore
Julian J. Pardini
Attorneys for Plaintiff/Counter-Defendant
NATIONWIDE MUTUAL INSURANCE
COMPANY

~~PROPOSED~~ ORDER

This action is referred to Magistrate Judge Spero for a settlement conference on either April 2 or 3. The parties shall contact Judge Spero's courtroom deputy to set a time that is mutually convenient.

Dated: March 7, 2014

