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 7 **UNITED STATES DISTRICT COURT**  
 8 **NORTHERN DISTRICT OF CALIFORNIA**  
 9 **SAN FRANCISCO DIVISION**

10 QL2 Software, LLC,  
 11 Plaintiff,  
 12 v.  
 13 Rearden Commerce, Inc.,  
 14 Defendant.

NO. C 13-0899 LB  
**STIPULATION AND [PROPOSED]  
 ORDER SELECTING ADR PROCESS**

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

17 The parties agree to participate in the following ADR process:

18 **Court Processes:**

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

22 *(Note: Parties who believe that an early settlement conference with a Magistrate Judge is*  
 23 *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)*

24 **Private Process:**

25 X Private ADR: mediation by a third-party neutral to be mutually agreed upon by  
 26 the parties.

The parties agree to hold the ADR Sessions by: \_\_\_\_\_

STIPULATION AND [PROPOSED]  
 ORDER SELECTING ADR PROCESS - 1

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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 from the date the order referring the case to an

ADR process is entered.

Dated: 6/12/13

Signature 

Dated: 6/12/13

Signature 

**[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 this 17<sup>th</sup> day of June, 2013.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

By   
U.S. Magistrate Judge