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6 Attorneys for Defendant BAUER’S  
 INTELLIGENT TRANSPORTATION, INC.

7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 RORY ARMSTRONG, on behalf of himself  
 and all others similarly situated,  
 11  
 12 Plaintiff,  
 13 v.  
 14 BAUER’S INTELLIGENT  
 TRANSPORTATION, INC.; and DOES 1-50,  
 15 Defendants.

Civil Case No.: 3:13-cv-02691-MMC  
 Removed from Superior Court of the State of  
 California, County of San Francisco  
 Civil Case No.: CGC-13-530147  
 CLASS ACTION  
**STIPULATION REGARDING  
 CONVERSION OF ADR TO MEDIATION  
 AND ~~PROPOSED~~ ORDER**  
 Complaint Filed: March 29, 2013  
 First Amended Complaint Filed:  
 May 13, 2013  
 (N.D. Cal. Civ. L.R. 6-1(b))

20 Pursuant to Northern District of California Civil Local Rule 6-1(b), Defendant Bauer’s  
 21 Intelligent Transportation, Inc. and Plaintiff Rory Armstrong and through their respective  
 22 counsel of record hereby stipulate as follows:

23 WHEREAS, on December 20, 2013, the Court ordered ADR to occur in the form of  
 24 “Early Neutral Evaluation and Mediation,” (per Docket No. 23);

25 WHEREAS, such an ADR session, with the Court-appointed neutral Richard S.  
 26 Whitmore, is currently scheduled for February 6, 2014;

27 WHEREAS, through ongoing negotiations and early settlement discussions the parties  
 28 have concluded that an ADR session comprising only Mediation would better facilitate

1 potential early resolution of the parties' disputes.

2 WHEREAS, the parties have communicated with Mr. Whitmore regarding conversion  
3 of the scheduled ADR session to a Mediation and Mr. Whitmore supports the requested  
4 conversion.

5 THEREFORE, the parties hereby stipulate as follows and request that the Court enter  
6 the Proposed Order below:

- 7 1. The parties' ADR be converted from an 'Early Neutral Evaluation and Mediation'  
8 to a Mediation.
- 9 2. The remainder of the schedule remains unchanged; the deadline for Defendant to  
10 file its dispositive motion on the issue of jurisdiction is March 7, 2014, the Case  
11 Management Statement is due by May 9, 2014, and the Further Case Management  
12 Conference is set for May 16, 2014 (per Docket No. 23).

13 Dated: January 23, 2014

LITTLER MENDELSON, P.C.

14 /s/ Aurelio J. Perez  
15 ROBERT G. HULTENG, SBN 071293  
16 AURELIO J. PEREZ, SBN 282135  
Attorneys for Defendant

17 Dated: January 23, 2014

THE TIDRICK LAW FIRM

18 /s/ Steven G. Tidrick  
19 STEVEN G. TIDRICK, SBN 224760  
Attorneys for Plaintiffs

20  
21 **~~PROPOSED~~ ORDER**

22 The Parties having stipulated to the foregoing, IT IS SO ORDERED.

23  
24 Dated: January 23, 2014

  
25 HON. MAXINE M. CHESNEY  
26 JUDGE OF THE UNITED STATES DISTRICT  
27 COURT  
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