

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OUR CHILDREN 'S EARTH FOUNDATION
and ECOLOGICAL RIGHTS FOUNDATION,

CASE NO. cv-13-2857 JSW

Plaintiff(s),

Stipulation and ~~Proposed~~ Order
Selecting ADR Process

v.

U.S. ENVIRONMENTAL PROTECTION
AGENCY, et al.,

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)
- xx 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:

- xx 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 _____

Dated: September 6, 2013

/s/ Christopher Sproul

Attorney for Plaintiff

Dated: September 6, 2013

/s/ Ethan Eddy

Attorney for Defendant

Dated: September 6, 2013

/s/ John Thomas Do

Attorney for Defendant

CONTINUE TO FOLLOWING PAGE

[~~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: September 23, 2013



Jeffrey S. White
UNITED STATES JUDGE

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