

1 Rosemary M. Rivas (State Bar No.  
2 209147)  
3 rivas@finkelsteinthompson.com  
4 **FINKELSTEIN THOMPSON LLP**  
5 505 Montgomery Street, Suite 300  
6 San Francisco, California 94111  
7 Telephone: (415) 398-8700  
8 Facsimile: (415) 398-8704

David B. Rosenbaum (*pro hac vice*)  
(drosenbaum@omlaw.com)  
Maureen Beyers (*pro hac vice*)  
(mbeyers@omlaw.com)  
James K. Rogers (*pro hac vice*)  
(jrogers@omlaw.com)  
**OSBORN MALEDON, P.A.**  
2929 North Central Avenue  
Phoenix, Arizona 85012-2793  
Telephone: 602-640-9000  
Facsimile: 602-640-9050

7 Marc L. Godino (State Bar No. 182689)  
8 mgodino@glancylaw.com  
9 **GLANCY BINKOW & GOLDBERG**  
10 **LLP**  
11 1925 Century Park East, Suite 2100  
12 Los Angeles, CA 90067  
13 Telephone: (310) 201-9150  
14 Facsimile: (310) 201~9160

Robert S. Niemann (State Bar #87973)  
(niemann@khlaw.com)  
**KELLER AND HECKMAN LLP**  
One Embarcadero Center, Suite 2110  
San Francisco, California 94111  
Telephone: 415-948-2800  
Facsimile: 415-948-2808

11 *Attorneys for Plaintiffs*

*Attorneys for Defendants*

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 ALETA LILLY and DAVID COX, on  
15 behalf of himself and all other similarly  
16 situated,

16 Plaintiffs,

17 vs.

18 JAMBA JUICE COMPANY and  
19 INVENTURE FOODS, INC., formerly  
20 known as The Inventure Group, Inc.,

20 Defendants.

Case No. 3:13-cv-02998-JST

**CLASS ACTION**

**STIPULATION AND PROPOSED  
ORDER SELECTING ADR  
PROCESS**

Honorable Jon S. Tigar

Complaint Filed: June 28, 2013  
Trial Date: None Set

21  
22 Counsel report that they have met and conferred regarding ADR and have  
23 reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:  
24 The parties agree to participate in the following ADR process:

25 **Court Processes:**

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

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

6 **Private Process:**

7 X Private ADR (*please identify process and provider*)

8 The parties agree that no later than ninety (90) days following the Court's  
9 ruling on Plaintiffs' motion for class certification that they will arrange a  
10 meeting with Hon. Daniel Weinstein (Ret.) of JAMS to attempt to  
11 mediate a resolution in this matter.

12  
13 The parties agree to hold the ADR session by:

14  the presumptive deadline (*The deadline is 90 days from the date of*  
15 *the order referring the case to an ADR process unless otherwise ordered.*  
16 )

17 X other requested deadline: No later than ninety (90) days following  
18 the Court's ruling on Plaintiffs' motion for class certification.  
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Dated: October 8, 2013

**FINKELSTEIN THOMPSON LLP**

By: s/  
Rosemary M. Rivas  
505 Montgomery Street, Suite 300  
San Francisco, CA 94111

Marc L. Godino  
**GLANCY BINKOW & GOLDBERG LLP**  
1925 Century Park East, Suite 2100  
Los Angeles, CA 90067

*Attorneys for Plaintiffs*

Dated: October 8, 2013

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David B. Rosenbaum (*pro hac vice*)  
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2929 North Central Avenue, 21st Floor  
Phoenix, Arizona 85012-2793

**KELLER AND HECKMAN LLP**  
Robert S. Niemann  
One Embarcadero Center, Suite 2110  
San Francisco, California 94111

*Attorneys for Defendants*

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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 15, 2013

