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6 7	Attorneys for Defendant CHILDREN'S HOSPITAL & RESEARCH CENTER OAKLAND		
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16	UNITED STATES DISTRICT COURT		
17	NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO		
18	U.S. EQUAL EMPLOYMENT	Case No.: CV 13-05715 EMC	
18 19	OPPORTUNITY COMMISSION,	STIPULATION AND [PROPOSED]	
19 20		STIPULATION AND [PPOPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION	
19 20 21	OPPORTUNITY COMMISSION, Plaintiff, vs. CHILDREN'S HOSPITAL AND	STIPULATION AND [PROPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR	
19 20 21 22	OPPORTUNITY COMMISSION, Plaintiff, vs. CHILDREN'S HOSPITAL AND RESEARCH CENTER,	STIPULATION AND [PPOPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION	
19 20 21 22 23	OPPORTUNITY COMMISSION, Plaintiff, vs. CHILDREN'S HOSPITAL AND	STIPULATION AND [PPOPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION	
19 20 21 22 23 24	OPPORTUNITY COMMISSION, Plaintiff, vs. CHILDREN'S HOSPITAL AND RESEARCH CENTER,	STIPULATION AND [PPOPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION	
19 20 21 22 23 24 25	OPPORTUNITY COMMISSION, Plaintiff, vs. CHILDREN'S HOSPITAL AND RESEARCH CENTER,	STIPULATION AND [PPOPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION	
19 20 21 22 23 24	OPPORTUNITY COMMISSION, Plaintiff, vs. CHILDREN'S HOSPITAL AND RESEARCH CENTER,	STIPULATION AND [PPOPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION	
19 20 21 22 23 24 25 26	OPPORTUNITY COMMISSION, Plaintiff, vs. CHILDREN'S HOSPITAL AND RESEARCH CENTER,	STIPULATION AND [PPOPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION	

1	Whereas the Court previously ordered the parties to participate in Court-sponsored		
2	mediation to be completed by August 21, 2014; and		
3	Whereas the parties have agreed to participate in mediation and have reviewed the		
4	Court's approved list of mediators (the "Mediators List"); and		
5	Whereas, notwithstanding their mutual review of the Mediators List, the parties were		
6	able to only agree upon using one mediator, i.e. Michael Loeb of JAMS; and		
7	Whereas, instead of using the Court-sponsored mediation program, the parties have		
8	agreed pursuant to ADR L.R. 3-2 to participate in private mediation using Mr. Loeb as their		
9	mediator; and		
10	Whereas the respective schedules of Mr. Loeb, the parties' representatives who are		
11	expected to attend the mediation, and the parties' attorneys cannot accommodate a private		
12	mediation except on either September 17, 2014 or September 29, 2014.		
13	Based on the foregoing, and subject to the Court's approval and entry of the proposed		
14	Order associated with this Stipulation, the parties hereby stipulate as follows:		
15	1. Pursuant to ADR L.R. 3-2, the parties may participate in private mediation in lieu of		
16	Court-sponsored mediation;		
17	2. Michael Loeb of JAMS shall be the parties' mediator;		
18	3. The parties shall complete private mediation by September 30, 2014; and		
19	4. In order to effectuate the parties' stipulation to use Mr. Loeb as the mediator, the		
20	parties respectfully request that the Court-imposed deadline by which the mediation must be		
21	completed be extended through and including September 30, 2014.		
22	IT IS SO STIPULATED		
23			
24	Dated: August 14, 2014 DONAHUE FITZGERALD LLP		
25	By/s/ Sarah E. Robertson		
26	Sarah E. Robertson Attorneys for Defendant		
27	CHILDREN'S HOSPITAL & RESEARCH CENTER OAKLAND		
28			
erald	STIPULATION FOR PRIVATE ADR AND FOR EXTENSION OF MEDIATION		

DEADLINE AND [PROPOSED] ORDER /CASE NO.: CV 13-05715 EMC

Donahue Fitzgerald LLP Attorneys At Law Oakland

8/12/2014(29417)#574267.1

1	Dated: August 14, 2014	U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
2		COMMISSION
3		By/s/ Debra A. Smith
4		Debra A. Smith Attorneys for Plaintiff
5		U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
6		
7		ORDER
8	The above STIPULATION AND PROPOSED ORDER FOR REFERRAL OF CASE	
9	TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION OF	
10	MEDIATION DEADLINE is approved for this case. The parties are to complete Private	
11	Mediation by end of September 30, 20	014.
12	IT IS SO ORDERED.	
13		
14	Dated: August <u>15</u> , 2014	Carlle Comment
15		Judge Edward M. Chen U.S. District Court for the Northern District of California
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Donahue Fitzgerald LLP Attorneys At Law Oakland

CERTIFICATE OF SERVICE - F.R.C.P. §5

I, the undersigned, declare: I am employed in the County of Alameda, State of California. I am over the age of 18 and not a party to the within action. I am employed by Donahue Fitzgerald, located at 1999 Harrison Street, 25th Floor, Oakland, CA 94612. I am readily familiar with this firm's business practice of processing of documents for service.

On **August 14, 2014**, I served a true and correct copy of the following document(s):

STIPULATION AND [PROPOSED] ORDER FOR REFERRAL OF CASE TO PRIVATE MEDIATION UNDER ADR LOCAL RULE 3 AND FOR EXTENSION OF MEDIATION DEADLINE

on all the following interested parties, by causing service by the method indicated below:

WILLIAM R. TAMAYO, SBN 084965 (CA) MARCIA L. MITCHELL, SBN 18122 (WA) **DEBRA A. SMITH, SBN 147863 (CA)** U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION Phillip Burton Federal Building 450 Golden Gate Ave., 5th Floor West P.O. Box 36025 San Francisco, CA 94102 **Telephone: (415) 522-3034** Facsimile: (415) 522-3425 E-mail: debra.smith@eeoc.gov

Attorneys for Plaintiff EEOC

H		
		U.S. Mail - By placing a copy of said document(s) in a sealed envelope with postage thereon fully prepaid, and depositing said envelope with the U.S. Postal Service, following this firm's business practices.
		Overnight Delivery - By placing a copy of said document(s) in a sealed pre-paid overnight envelope or package and depositing said envelope or package today in a box or other facility regularly maintained by the express service carrier, following this firm's business practices.
		Personal Service - By personally delivering said documents(s) in an envelope or package clearly labeled to identify the attorney/party located at the office(s) of the addressee(s) stated above.
	X	Electronic Service - By electronically sending a copy of said document(s) to the attorney or party as stated above and as agreed upon, in writing, by the parties.

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STIPULATION FOR PRIVATE ADR AND FOR EXTENSION OF MEDIATION DEADLINE AND [PROPOSED] ORDER /CASE NO.: CV 13-05715 EMC

8/12/2014(29417)#574267.1

I declare under the penalty of perjury under laws of the State of California that the foregoing is true and correct. Executed on August 14, 2014, at Oakland, California. /s/ Katia Tsvetkova Katia Tsvetkova STIPULATION FOR PRIVATE ADR AND FOR EXTENSION OF MEDIATION

Donahue Fitzgerald LLP Attorneys At Law Oakland