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SEAGATE TECHNOLOGY LLC,
SEAGATE TECHNOLOGY
INTERNATIONAL, SEAGATE
SINGAPORE INTERNATIONAL
HEADQUARTERS PTE LTD

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SEAGATE TECHNOLOGY LLC, a
Delaware corporation,
SEAGATE TECHNOLOGY
INTERNATIONAL, a Cayman Islands
Company; SEAGATE SINGAPORE
INTERNATIONAL HEADQUARTERS
PTE LTD, a Singapore corporation,

Plaintiffs,

vs.

NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA, a
Pennsylvania corporation; INSURANCE
COMPANY OF THE STATE OF
PENNSYLVANIA, a Pennsylvania
corporation,

Defendants.

Case No. 4:09-cv-04120-CW

**STIPULATION AND ORDER SELECTING
ADR PROCESS**

Date: December 15, 2009
Time: 2:00 p.m.
Judge: Hon. Claudia Wilken
Courtroom: 2

Complaint Filed: September 4, 2009

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:

STIPULATION AND [PROPOSED] ORDER
SELECTING ADR PROCESS
CASE NO. CV-09-4120-CW

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

2 **Court Processes:**

- 3 ☐ Non-binding Arbitration (ADR L.R. 4)
4 ☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
5 ☒ Mediation (ADR L.R. 6)

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

10 **Private Process:**

11 ☐ Private ADR (please identify process and provider) _____

12 The parties agree to hold the ADR session by:

- 13 ☐ the presumptive deadline (*the deadline is 90 days from the date of the order*
14 *referring the case to an ADR process unless otherwise ordered.*)
15 ☒ other requested deadline: The parties jointly request a deadline of March 31, 2010
16 for completion of mediation.

17 Dated: November 24, 2009

FARELLA BRAUN + MARTEL LLP

18 I represent that concurrence in the filing of this
19 document has been obtained from the other
20 signatory, which shall serve in lieu of her
21 signature on this document.

By: /s/ Tyler C. Gerking
Tyler C. Gerking

Attorneys for Plaintiffs
SEAGATE TECHNOLOGY LLC, SEAGATE
TECHNOLOGY INTERNATIONAL,
SEAGATE SINGAPORE INTERNATIONAL
HEADQUARTERS PTE LTD

22 Dated: November 24, 2009

LEWIS BRISBOIS BISGAARD & SMITH,
LLP

By: /s/ Rebecca R. Weinreich
Rebecca R. Weinreich

Attorneys for Defendants
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA and
INSURANCE COMPANY OF THE STATE
OF PENNSYLVANIA

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STIPULATION AND [PROPOSED] ORDER
SELECTING ADR PROCESS
CASE NO. CV-09-4120-CW

1 **ORDER**

2 Pursuant to the Stipulation above, the captioned matter is hereby referred to:

3 ☐ Non-binding Arbitration
4 ☐ Early Neutral Evaluation (ENE)
5 ☒ Mediation
6 ☐ Private ADR

7 Deadline for ADR session

8 ☐ 90 days from the date of this order.

9 ☐ X Other 3-31-10

10 IT IS SO ORDERED.

11 12/10/09

12 Dated: _____



13 _____
14 CLAUDIA WILKEN
15 United States District Judge
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