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8 Attorneys for Petitioners  
 HYOSUNG (AMERICA), INC. and  
 9 NAUTILUS HYOSUNG INC.

10  
 11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 OAKLAND DIVISION

15 HYOSUNG (AMERICA), INC. and  
 NAUTILUS HYOSUNG INC.

16  
 17 Petitioners,

18 v.

19 HANTLE USA, INC.,

20 Defendant.

Case No. CV-10-2160- SBA

**STIPULATION AND ORDER  
 REGARDING ADR PROCESS**

Judge: Hon. Sandra B. Armstrong

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 23 Pursuant to Civil L.R. 16-8(c), Plaintiffs Hyosung (America), Inc. and Nautilus Hyosung  
 24 Inc. and Defendant Hantle USA, Inc. have conferred concerning selection of an ADR process for  
 25 this case. The Case Management Conference in this case was originally scheduled for September  
 26 27, 2010, but is now scheduled for February 1, 2011, due to several postponements.

27 Plaintiffs have informed Defendant Hantle USA that they intend to move to amend their  
 28 complaint to add Genmega, Inc., as an additional defendant. The parties have agreed that in view

1 of the possible addition of a new party, it is premature to select an ADR process until after a  
2 decision is made on whether that new party is added. Accordingly, the parties have agreed,  
3 subject to a reservation of rights by both parties and the Court's approval, that they will discuss  
4 an ADR process after a decision is made on whether Genmega, Inc. will be added as a party. The  
5 parties have further agreed to file either a "Stipulation and (Proposed) Order Selecting ADR  
6 Process" or a "Notice of Need for ADR Phone Conference" after those discussions are completed.

7 In addition to stipulating to the above, I, Grant L. Kim, attest that concurrence in the filing  
8 of this Stipulation has been obtained from Matthew Poppe, Counsel for Defendant Hantle USA.

9  
10 Dated: January 11, 2011

ADAM A. LEWIS  
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BARBARA N. BARATH  
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14 By: /s/ Grant L. Kim /s/  
Grant L. Kim

15 Attorneys for Plaintiff(s)  
16 HYOSUNG (AMERICA), INC.  
NAUTILUS HYOSUNG, INC.

17  
18 Dated: January 11, 2011

ROBERT E. FREITAS  
MATTHEW H. POPPE  
KRISTIN S. CORNUELLE  
JACOB A. SNOW  
ORRICK, HERRINGTON & SUTCLIFFE  
LLP

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22 By: /s/ Matthew H. Poppe /s/ [as authorized]  
Matthew H. Poppe

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24 Attorneys for Defendant  
HANTLE USA, INC.

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**[PROPOSED] Order**

PURSUANT TO STIPULATION, the deadline for the parties to file either a “Stipulation and (Proposed) Order Selecting ADR Process” or a “Notice of Need for ADR Phone Conference” is extended to thirty (30) days from the date this Order is filed.

IT IS SO ORDERED.

Dated: 1-12-11

By: *Saundra B. Armstrong*  
SAUNDRA BROWN ARMSTRONG  
U.S. District Judge