

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DAVID IVERSEN, on behalf of  
himself, and all others similarly  
situated

CASE NO. C 10-05566 LB

Plaintiff(s),

v.

STIPULATION AND ~~PROPOSED~~  
ORDER SELECTING ADR PROCESS

WELLS FARGO BANK, N.A., a  
corporation, and DOES 1 through  
10, inclusive,

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)  
 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) Private mediation;

provider to be agreed upon by the parties

The parties agree to hold the ADR session by:

- the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.*)  
Within sixty days of the resolution of class certification  
 other requested deadline proceedings or earlier.

Dated: March 10, 2011

/s/ Michael Hoffman

Attorney for Plaintiff

DAVID IVERSEN

Dated: March 10, 2011

/s/ Carolyn V. Zabrycki

Attorney for Defendant

WELLS FARGO BANK, N.A.

**[PROPOSED] ORDER**

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

- Non-binding Arbitration
- Early Neutral Evaluation (ENE)
- Mediation
- Private ADR

Deadline for ADR session

- ~~90 days from the date of this order.~~  
Within sixty days of the  
resolution of class  
certification
- other proceedings or earlier.

IT IS SO ORDERED.

Dated: March 15, 2011

