

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MOU,

CASE NO. C07-05740 RS

Plaintiff(s),

v.

CITY OF SAN JOSE,

STIPULATION AND [PROPOSED]  
ORDER SELECTING ADR PROCESS

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) \_\_\_\_\_

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.)*

other requested deadline \_\_\_\_\_

Dated: 3/25/08

/s/ Chin-Li Mou  
Attorney for Plaintiff

Dated: 3/25/08

/s/ Robert Burchfiel, Esq.  
Attorney for Defendant

**[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.

other

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE

1 **PROOF OF SERVICE**

2 CASE NAME: Mou v. CSJ, et al.

3 CASE NO.: C07-05740 RS

4 I, the undersigned declare as follows:

5 I am a citizen of the United States, over 18 years of age, employed in Santa Clara  
6 County, and not a party to the within action. My business address is 200 East Santa Clara  
7 Street, San Jose, California 95113-1905, and is located in the county where the service  
8 described below occurred.

9 On March 25, 2008, I caused to be served the within:

10 **STIPULATION AND [PROPOSED] ORDER SELECTING ADR PROCESS**

11  by MAIL, with a copy of this declaration, by depositing them into a sealed envelope,  
12 with postage fully prepaid, and causing the envelope to be deposited for collection  
13 and mailing on the date indicated above.

14 I further declare that I am readily familiar with the business' practice for collection  
15 and processing of correspondence for mailing with the United States Postal  
16 Service. Said correspondence would be deposited with the United States Postal  
17 Service that same day in the ordinary course of business.

18 Addressed as follows:

19 Ms. Chin-Li Mou  
20 4141 Boneso Circle  
21 San Jose, CA 95134  
22 Phone Number: (408) 954-8085  
23 E-Mail: cmou@hotmail.com

24 *In Propria Persona*

25 I declare under penalty of perjury under the laws of the State of California that the  
26 foregoing is true and correct. Executed on March 25, 2008, at San Jose, California.

27   
28 \_\_\_\_\_  
Cecilia McDaniel