

**\*E-FILED - 1/21/09\***

1 UNITED STATES DISTRICT COURT  
 2 NORTHERN DISTRICT OF CALIFORNIA

3 SILICON LABS INTEGRATION, INC.,

CASE NO. CV-08-04030 RMW

4 Plaintiff,

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

5 v.

6 SHMUEL MELMAN,

7 Defendant.

8  
 9 Counsel report that they have met and conferred regarding ADR and have reached the  
 10 following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

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

12 **Court Processes:**

- 13  Non-binding Arbitration (ADR L.R. 4)  
 14  Early Neutral Evaluation (ENE) (ADR L.R. 5)  
 15  Mediation (ADR L.R. 6)

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

20 **Private Process:**

21  Private ADR *(please identify process and provider)* Without prejudice to or waiver  
 22 of any objections Defendant has to jurisdiction and subject to the Court's ruling on Defendant's  
 23 Pending Motion to Dismiss heard on December 12, 2008, the parties hereby agree to conduct a  
 24 private mediation before a single neutral mediator to be agreed upon by the parties.

25 The parties agree to hold the ADR session by:

26  the presumptive deadline *(The deadline is 90 days from the date of the order*  
 27 *referring the case to an ADR process unless otherwise ordered.)*

28  other requested deadline: October 31, 2009.

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Dated: January 5, 2009

/s/ Megan Olesek  
MEGAN OLESEK  
DLA Piper LLP (US)  
Attorneys for Plaintiff

Dated: January 5, 2009

/s/ Christopher Wanger  
CHRISTOPHER WANGER  
Manatt, Phelps & Phillips LLP  
Attorneys 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 October 31, 2009

**IT IS SO ORDERED.**

Dated: 1/21/09

*Ronald M. Whyte*

RONALD M. WHYTE  
UNITED STATES DISTRICT JUDGE