

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Thomas Spilsbury, Jr.

CASE NO. C-09-05955 JW

Plaintiff(s),

v.

STIPULATION AND [P. 10/10] *James White*
ORDER SELECTING ADR PROCESS

Target Corp.,

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. Mediator
selection still being discussed 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.)*

- other requested deadline September 30, 2010

Dated: _____

Timothy D. McMahon
Attorney for Plaintiff

Dated: 3-10-10

Juliet MacMillin Lompa
Juliet MacMillin Lompa
Attorney for Defendant

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Attorneys for Plaintiff
Thomas Spilsbury, Jr.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

THOMAS SPILSBURY, JR.,

Plaintiff,

v.

TARGET CORPORATION, SELECT
BRANDS, INC. and DOES 1 through 25,
inclusive,

Defendants.

No. CV 09 5955 JW (HRL)

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



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 I.R. 4)

Early Neutral Evaluation (ENE) ADR L.R. 5)

Mediation (ADR L.R. 6)

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

5 **Private Process:**

6 Private ADR (please identify process and provider) Private mediation,

7 Mediator selection still be discussed by parties.

8 The parties agree to hold the ADR session by:

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

11 Other requested deadline September 30, 2010

13 Dated: March 11 2010



Timothy D. McMahon, Esq.
Attorney for Plaintiff

15 Dated: _____

Juliet MacMillin Lompa
Attorney for Defendant

James Whise
PROPOSED ORDER

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

to:

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

Deadline for ADR session:

90 days from date of this order.

other: September 30, 2010

IT IS SO ORDERED.

Dated: April 9, 2010

James Whise

 UNITED STATES DISTRICT JUDGE