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11 Attorneys for Defendants

12 INTERNATIONAL BUSINESS MACHINES CORPORATION  
 13 and GARY ROBINSON

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16 SAN JOSE DIVISION

17 MICHAEL DESANTIS, an individual,  
 18  
 19 Plaintiff,

20 vs.

21 INTERNATIONAL BUSINESS MACHINES  
 CORPORATION, a corporation; GARY  
 22 ROBINSON, an individual,  
 Defendant.

23 INTERNATIONAL BUSINESS MACHINES  
 CORPORATION, a corporation;

24 Counterclaimant,

25 vs.

26 MICHAEL DESANTIS, an individual,  
 27 Counter-Defendant.  
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CASE NO. 10-CV-4602-JF

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



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**~~PROPOSED~~ ORDER**

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

- Non-binding Arbitration
- Early Neutral Evaluation (ENE)
- Mediation
- Private mediation before a mediator agreed to by the parties.

Deadline for ADR session

- 90 days from the date of this order.
- Within 60 days from the date upon which both parties have completed at least one deposition.

IT IS SO ORDERED.

DATED: August 18, 2011

  
\_\_\_\_\_  
Jeremy Fogel  
United States District Judge

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