

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Federal Deposit Insurance
Corporation as Receiver for
IndyMac Bank, F.S.B.

Plaintiff(s),

CASE NO. 11-03279-LHK

v.

Boris Frankel, an individual and
dba Appraisal Choice, et al.

Defendant(s).

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 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 will participate

in private mediation. Mediator to be selected and mediation completed by February 27, 2012.

The parties agree to hold the ADR session by:

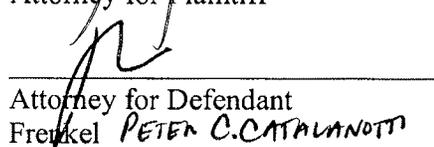
- the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*
- other requested deadline February 27, 2012

Dated: September 21, 2011



Attorney for Plaintiff

Dated: September 21 2011



Attorney for Defendant
Frankel PETER C. CATALANOTTI

Dated: _____

Attorney for Defendant Furman

Dated: _____

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Dated: September, 2011

Attorney for Plaintiff

Dated: September, 2011

Attorney for Defendant
Frenkel

Dated: _____

Attorney for Defendant Furman

Dated: 9/21/11

NEIL D. HELLMAN

[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 February 27, 2012

IT IS SO ORDERED.

Dated: October 14, 2011


UNITED STATES JUDGE

Doc No. 900348