

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

SIMON Y. KWONG AND SUZANNE Y.  
 KWONG ,

CASE NO. 5:12-cv-01362-LHK

Plaintiff(s),

v.

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

WELLS FARGO BANK, N.A., AS TRUSTEE FOR  
 THE CERTIFICATEHOLDER OF BANC OF  
 AMERICA FUNDING CORPORATION  
 MORTGAGE PASS THROUGH CERTIFICATES,  
 SERIES 2007-E,

Defendant.

\_\_\_\_\_ /

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)*

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: 8/16/2012

/s/ Michael Yesk  
 Attorney for Plaintiff

Dated: 8/16/2012

/s/ Michael J. Peng  
 Attorney for Defendant

CONTINUE TO FOLLOWING PAGE

**[PROPOSED] ORDER**

- The parties' stipulation is adopted and IT IS SO ORDERED.
- The parties' stipulation is modified as follows, and IT IS SO ORDERED.

Dated: August 17, 2012

  
UNITED STATES DISTRICT JUDGE

When filing this document in ECF, please be sure to use the appropriate Docket Event, e.g., "Stipulation and Proposed Order Selecting Mediation."