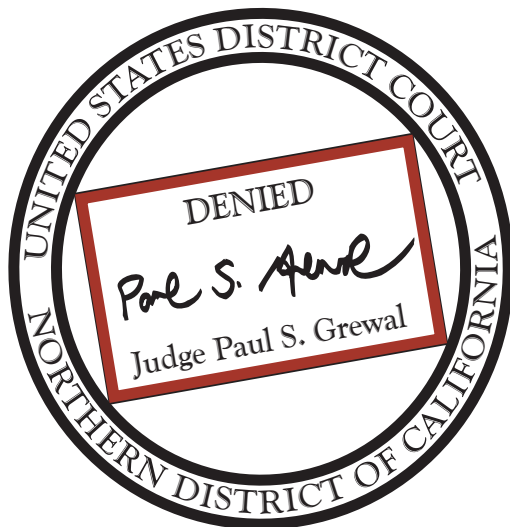


1 LINDA WENDELL HSU (SBN 162971)  
 2 MARK INBODY (SBN 180862)  
 3 ANET M. CASTRO (SBN 282086)  
 4 SELMAN BREITMAN LLP  
 5 33 New Montgomery, Sixth Floor  
 6 San Francisco, CA 94105  
 7 Telephone: (415) 979-0400  
 8 Facsimile: (415) 979-2099

9 Attorneys for SCOTTSDALE INSURANCE  
 10 COMPANY, erroneously sued as Scottsdale  
 11 Indemnity Company and Nationwide Insurance  
 12 Company of America



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

16 ENVIRONMENTAL RESOURCE  
 17 RECOVERY, INC., a California Corporation,

18 Plaintiff,

19 v.

20 SCOTTSDALE INDEMNITY COMPANY, an  
 21 Ohio Corporation, NATIONWIDE  
 22 INSURANCE COMPANY OF AMERICA, a  
 23 Wisconsin Corporation, and DOES 1-100,  
 24 inclusive

25 Defendants.

26 CASE NO. CV12-06220-PSG

27 **[PROPOSED] ORDER GRANTING  
 28 SCOTTSDALE INSURANCE  
 COMPANY'S REQUEST TO BE  
 EXCUSED FROM PERSONAL  
 ATTENDANCE AT THE MEDIATION  
 AND PERMISSION TO APPEAR  
 TELEPHONICALLY**

(DIVERSITY)

**ORDER**

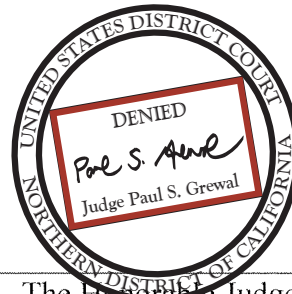
Pursuant to Local ADR Rule 6-10(d) Defendant SCOTTSDALE INSURANCE COMPANY's request that its representative with settlement authority, Giselle Abernathy, be excused from personal attendance at the mediation and permitted to appear telephonically is APPROVED.

Selman Breitman LLP  
 ATTORNEYS AT LAW

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IT IS SO ORDERED.

Dated: April 22, 2013



Paul S. Grewal  
The Honorable Judge Singh Grewal  
United States District Judge  
Magistrate