

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

KIM AVOY, an individual, on her  
own behalf and on behalf of all others  
similarly situated,

\_\_\_\_\_  
Plaintiff(s),

v.

TURTLE MOUNTAIN, LLC,

\_\_\_\_\_  
Defendant(s).  
\_\_\_\_\_ /

CASE NO. CV13-0236-LHK

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 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.*)  
90 days from the date the Court rules on Defendant's  
 other requested deadline Motion to Dismiss the Amended Complaint

Dated: July 3, 2013

/s/ Ben F. Pierce Gore  
Attorney for Plaintiff  
Kim Avoy

Dated: July 3, 2013

/s/ William L. Stern  
Attorney for Defendant  
Turtle Mountain, LLC

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.

The parties deadline to complete ADR is March 31, 2014.

Dated: July 17, 2013

*Lucy H. Koh*

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Lucy H. Koh  
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."