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6 Attorneys for Defendant  
 7 SPRING MOUNTAIN TREATMENT CENTER

8 UNITED STATES DISTRICT COURT  
 9 DISTRICT OF NEVADA

11 BRIAN MCLEAN, individually,  
 12 Plaintiff,

Case No. 2:18-cv-01056-GMN-NJK

13 vs.

**STIPULATION AND ORDER TO  
 ARBITRATE AND DISMISS  
 PROCEEDINGS**

14 SPRING MOUNTAIN TREATMENT  
 15 CENTER, a foreign corporation DOES I-  
 X; and ROE CORPORATIONS 1-X,  
 16 Defendant.

18 Plaintiff BRIAN MCLEAN (“Plaintiff”) and Defendant SPRING MOUNTAIN  
 19 TREATMENT CENTER (“Defendant”), by and through their respective counsel of record, with  
 20 reference to the following:

21 WHEREAS, on or about September 24, 2013, Plaintiff entered into an agreement with  
 22 Defendant SPRING MOUNTAIN TREATMENT CENTER to arbitrate all disputes arising out of or  
 23 relating to Plaintiff’s employment, or termination of employment, including with individual  
 24 employees like Mr. McLean (“the Arbitration Agreement”);

25 WHEREAS, on or about June 12, 2018, Plaintiff filed a Complaint in the United States  
 26 District Court, District of Nevada, alleging Discrimination Based on Race, Color, National Origin,  
 27 Gender or Age in violation of State and Federal Statutes, Retaliation under Federal Law, 42 U.S.C.  
 28

1 2000e-3 and State Law, NRS 613.340, and Violation of the Civil Rights Act of 1871, §1981.

2 WHEREAS, the claims alleged in the Action fall within the scope of the Arbitration  
3 Agreement;

4 IT IS HEREBY STIPULATED by and between Plaintiff and Defendant and  
5 ORDERED, as follows:

6 1. The Action, in its entirety, shall be submitted to binding arbitration pursuant to the  
7 terms of the Arbitration Agreement;

8 2. All proceedings in this Action shall be dismissed.

9 Dated: August 27, 2018.

Dated: August 27, 2018.

10 Respectfully submitted,

Respectfully submitted,

11 /s/ Jenny L. Foley, Esq.

/s/ Kaitlyn M. Burke, Esq.

12 **HKM EMPLOYMENT ATTORNEYS LLP**  
13 Jenny L. Foley, Esq.

**LITTLER MENDELSON, P.C.**  
14 Wendy M. Krincek, Esq.  
Kaitlyn M. Burke, Esq.

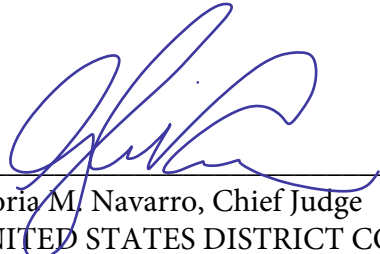
15 Attorney for Plaintiff  
16 BRIAN MCLEAN

Attorneys for Defendant  
17 SPRING MOUNTAIN TREATMENT  
18 CENTER

19 **ORDER**

20 **IT IS SO ORDERED.**

21 Dated this 16 day of September, 2018.

  
22 Gloria M. Navarro, Chief Judge  
23 UNITED STATES DISTRICT COURT  
24  
25  
26  
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