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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF _____**

<p style="text-align: center;">Plaintiffs, vs. Defendants.</p>	<p>Case No. Stipulation and Order Appointing Referee Pursuant to C.C.P. §638(a)— A General Reference</p>
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All parties to the action have agreed to the appointment of (*Name, address, phone, fax, and e-mail address*), as a General Reference Referee pursuant to Code of Civil Procedure section 638(b). The proposed Referee is an {*active/inactive*} member of the State Bar of California, SB# {_____}. The proposed Referee’s signature provided below, indicates {*his/her*} consent to serve and certification that {*he/she*} is aware of and will comply with the applicable provisions of canon 6 of the Code of Judicial Ethics and the California Rules of Court.

The parties further stipulate and agree as follows:

Scope and Subject Matter of Reference

The Referee is appointed to hear and determine the entire case, including any and all issues of fact and/or law.

OR

1 The Referee is appointed to hear and determine the following issues: *{Describe what*
2 *findings of fact and conclusions of law the Referee is to provide in a statement of decision to the*
3 *Court}*.

4 The Referee is authorized to set the date, time, and place for all hearings determined by the
5 referee to be necessary including trial; direct the issuance of subpoenas; preside over hearings;
6 take evidence; and rule on objections, motions, and other requests made during the course of the
7 hearing. The Referee is also authorized to conduct in camera inspections and to undertake such
8 other hearings, as he/she deems appropriate.
9

10 It is also agreed between the parties that the referee shall hear and determine any and all
11 post-trial motions in this matter, including, but not limited to, motions for new trial pursuant to
12 CCP § 657 et seq.

13 OR

14 It is also agreed between the parties that the Court, and not the referee, shall not hear and
15 determine any and all post -trial motions, including motions for a new trial pursuant to CCP §657
16 et seq.
17

18 **Referee's Compensation**

19 The parties have agreed that Referee's compensation of \$_____ per hour is to be shared
20 equally by the parties unless otherwise ordered. Each side to submit a \$_____ retainer to the
21 Referee no later than _____. The retainer will be applied to the final invoice. Payment of
22 fees and costs shall be made within 30 days of receipt of invoice from the Referee. Any dispute
23 with respect to allocation shall be submitted to the Court. The Court shall retain jurisdiction after
24 dismissal of the action to hear any motion related to apportionment or nonpayment of the fees and
25 costs of the Referee.
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IT IS SO ORDERED.

Dated: _____

By: _____

Hon.
Judge of the Superior Court

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