

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THE TOWNSHIP OF NORTHAMPTON

Plaintiff,

v.

ATC OUTDOOR DAS, LLC,

Defendant.

Civil Action No. 2:12-cv-02825-CDJ

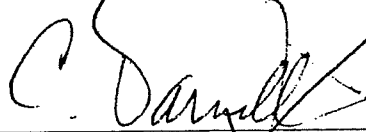
**CONSENT ORDER**  
**FOR STAY OF PROCEEDINGS**

AND NOW, this 25<sup>th</sup> day of June, 2012, upon consideration of the Complaint (Document No. 1) and Petition for Preliminary Injunction (Document No. 3) filed by Northampton Township, and the Motion to Dismiss (Document No. 9) and Response in Opposition to Petition for Preliminary Injunction (Document No. 11) filed by Defendant ATC Outdoor DAS, LLC, ("ATC"), and after consultation by and between the parties concerning the appropriate disposition of the foregoing, it is hereby ORDERED and DIRECTED, as STIPULATED by the parties hereto, as follows:

1. All proceedings in the above captioned matter are hereby STAYED without prejudice, for a period commencing from the date of this Order and ending August 31, 2012.
2. Representatives from ATC and Northampton Township shall meet, on or before June 25, 2012, at the Northampton Township Municipal Building, and shall commence settlement discussions with the stated objective of achieving a negotiated final resolution of all claims in this and all related matters. All parties shall proceed to negotiate in good faith.

3. ATC and Northampton Township shall cooperate to permit ATC to complete such field testing and other engineering work necessary to verify the functionality of any proposed infrastructure plans produced during their meeting(s) described in paragraph 2 of this Order.
4. Either ATC or Northampton Township may, upon notice, request a status conference before this Court for purposes of establishing a schedule for disposition of the matters above referenced, upon either the expiration of the stay, or upon representation that the settlements discussions have reached an impasse. The Court will promptly schedule a conference upon service of a request under this paragraph.
5. Nothing in this Order shall be deemed a waiver of any of the claims, defenses, arguments or assertions which may inure to any party hereto. This Order is intended to preserve the *status quo* and to permit the parties an opportunity to explore alternative means to resolve their disputes.

BY THE COURT:



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Honorable C. Darnell Jones, II  
United States District Court for the  
Eastern District of Pennsylvania