

1 Carrie M. Francis (309280)  
2 carrie.francis@stinson.com  
3 **STINSON LLP**  
4 1850 North Central Avenue, Suite 2100  
5 Phoenix, Arizona 85004-4584  
6 Tel: (602) 279-1600  
7 Fax: (602) 240-6925

8 Attorneys for Defendant

9 **UNITED STATES DISTRICT COURT**  
10 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

11 Dan Rife, an individual,  
12 Plaintiff,  
13 v.  
14 Cerner Corporation,  
15 Defendant.

Case No. 23CV2303-W-MMP

**NOTICE OF MOTION TO COMPEL  
ARBITRATION AND DEFENDANT  
CERNER CORPORATION'S  
MOTION TO COMPEL  
ARBITRATION**

**(NO ORAL ARGUMENT  
PURSUANT TO LOCAL RULE  
7.1.d.1)**

Hearing Date: March 11, 2024  
Hon. Thomas J. Whelen

18  
19 PLEASE TAKE NOTICE that Defendant Cerner Corporation (“Cerner”), through  
20 its attorneys, Stinson, LLP, moves this Court, pursuant to the Cerner Mutual Arbitration  
21 Agreement in accordance with the Federal Arbitration Act, 9 U.S.C. § 1, *et seq*, before  
22 the Honorable Thomas Whelan, United States District Court for the Southern District of  
23 California, at the United States District Courthouse, 221 West Broadway, San Diego, CA,  
24 March 11 2024 or as soon thereafter as the matter may be heard, for an Order compelling  
25 arbitration of this matter and for other and further relief as the Court deems just and  
26 proper. In support, Defendant submits Cerner’s Memorandum of Law dated February 2,  
27 2024, which is being filed contemporaneously with this notice and the Declaration of Erin  
28 Kobler, which is being filed contemporaneously with this notice.

1 RESPECTFULLY SUBMITTED this 2<sup>nd</sup> day of February, 2024.

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3 **STINSON LLP**

4 By 

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6 1850 North Central Avenue, Suite 2100  
7 Phoenix, Arizona 85004-4584  
8 Attorneys for Defendant  
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