

NOTE: This order is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**IN RE APPLE INC.,**  
*Petitioner.*

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Miscellaneous Docket No. 103

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On Petition for Writ of Mandamus to the United States  
District Court for the Eastern District of Texas in case  
nos. 09-CV-0326, 10-CV-0248, and 09-CV-289, Judge  
Charles Everingham IV.

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**ON PETITION**

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**O R D E R**

Apple Inc. submits a petition for a writ of mandamus to direct the United States District Court for the Eastern District of Texas to vacate its June 15, 2011 order denying transfer and to direct transfer to the United States District Court for the Northern District of California.

Upon consideration thereof,

IT IS ORDERED THAT:

SimpleAir, Inc. is directed to respond no later than  
October 20, 2011.

FOR THE COURT

OCT 05 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Gregory Steven Arovas, Esq.  
John Jeffrey Eichmann, Esq.  
Clerk, United States District Court for the Eastern  
District Of Texas

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**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

OCT 05 2011

JAN HORBALY  
CLERK