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8	APPLE INC.				
9					
10	UNITED STATES DISTRICT COURT				
11	EASTERN DISTRICT OF CALIFORNIA				
12					
13	ALEX TOMEK, an individual and on behalf of all	Case No. 2:11-cv-02700-MCE-DAD			
14	others similarly situated, Plaintiffs,	STIPULATION AND ORDER EXTENDING APPLE'S			
15	·	DEADLINE TO RESPOND TO THE SECOND AMENDED			
16	v. APPLE INC., a California corporation, and DOES	COMPLAINT			
17	1 through 20,	Hon. Morrison C. England, Jr.			
18	Defendants.				
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2	WHEREAS, Plaintiff Alex Tomek filed a Second Amended Complaint ("SAC") on July		
3	31, 2012;		
4	WHEREAS, Defendant Apple's Inc.'s deadline to respond to the SAC is currently		
5	August 17, 2012;	•	
6	WHEREAS, Apple requires an additional two weeks to prepare Apple's response to the		
7	SAC;		
8	THE PARTIES TO HEREBY AGREE AND STIPULATE AS FOLLOWS:		
9	1.	Apple's deadline to respond to the Second Amended Complaint shall be	
10	extended from August 17, 2012 to August 31, 2012;		
11	2.	Plaintiff shall file his opposition to any motion to dismiss by September 28	
12		2012;	
13	3.	Apple shall	file its reply in support of any motion to dismiss by October 8,
14		2012.	
15			
16	Dated: August 10), 2012	PENELOPE A. PREOVOLOS ANDREW D. MUHLBACH
17			ALEXEI KLESTOFF MORRISON & FOERSTER LLP
18			WORKISON & FOLKSTER ELI
19			/s/ Penelope A. Preovolos PENELOPE A. PREOVOLOS
20			Email: <u>PPreovolos@mofo.com</u>
21			Attorneys for Defendant APPLE INC.
22			
23	Dated: August 10), 2012	ANTHONY A. FERRIGNO LAW OFFICES OF ANTHONY A. FERRIGNO
24			JACK T. HUMES
25			LAW OFFICES OF JACK T. HUMES
26			/s/ Jack T. Humes (as authorized on 8/10/12) JACK T. HUMES
27			Email: <u>JackHumes@verizon.net</u>
28			Attorneys for Plaintiff ALEX TOMEK
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ORDER

Defendant Apple Inc.'s deadline to respond to the Second Amended Complaint is hereby extended from August 17, 2012 to August 31, 2012. Plaintiff shall file his opposition to any motion to dismiss by September 28, 2012, and Apple shall file its reply in support of any motion to dismiss by October 8, 2012.

IT IS SO ORDERED.

Dated: August 23, 2012

MORRISON C. ENGLAND, JR UNITED STATES DISTRICT JUDGE

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