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WHEREAS, Plaintiff Alex Tomek filed a Second Amended Complaint (“SAC”) on July 31, 2012;

WHEREAS, Defendant Apple’s Inc.’s deadline to respond to the SAC is currently August 17, 2012;

WHEREAS, Apple requires an additional two weeks to prepare Apple’s response to the SAC;

THE PARTIES TO HEREBY AGREE AND STIPULATE AS FOLLOWS:

1. Apple’s deadline to respond to the Second Amended Complaint shall be extended from August 17, 2012 to August 31, 2012;
2. Plaintiff shall file his opposition to any motion to dismiss by September 28, 2012;
3. Apple shall file its reply in support of any motion to dismiss by October 8, 2012.

Dated: August 10, 2012

PENELOPE A. PREOVOLOS
ANDREW D. MUHLBACH
ALEXEI KLESTOFF
MORRISON & FOERSTER LLP

/s/ Penelope A. Preovolos
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Attorneys for Defendant
APPLE INC.

Dated: August 10, 2012

ANTHONY A. FERRIGNO
LAW OFFICES OF ANTHONY A. FERRIGNO

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/s/ Jack T. Humes (as authorized on 8/10/12)
JACK T. HUMES
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Attorneys for Plaintiff
ALEX TOMEK

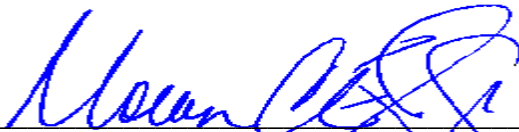
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ORDER

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