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E-FILED - 9/10/09

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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN JOSE DIVISION

18 IN RE:
19 APPLE IPOD NANO PRODUCTS
20 LIABILITY LITIGATION

MDL Docket No.: M:06-cv-01754-RMW

**STIPULATED REQUEST FOR
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE AND
[] ORDER**

21
22 The Honorable Ronald M. Whyte
23 Date: September 11, 2009
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STIPULATED REQUEST FOR CONTINUANCE OF CMC
AND [] ORDER

1 TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS
2 OF RECORD:

3 WHEREAS the parties entered into a settlement agreement in JCCP Case No. 4469;

4 WHEREAS the Honorable Carl J. West signed the Final Judgment and Order approving
5 the settlement on April 28, 2009;

6 WHEREAS on May 11, 2009, the parties filed a request for a continuance of the Case
7 Management Conference (“CMC”) scheduled in this case for May 22, 2009, asking that the CMC
8 be continued for 90 days until after the statutory period for appeals in JCCP 4469 had passed

9 WHEREAS the parties indicated in their May 11, 2009 request that if no appeal was filed,
10 they expected to file a joint stipulation and proposed order with this Court requesting dismissal of
11 *In Re Apple iPod nano Products Liability Litigation*,

12 WHEREAS the Court granted the parties’ request, continued the CMC to September 11,
13 2009, and ordered the parties to file a dismissal by September 4, 2009, if the settlement is final;

14 WHEREAS an appeal was filed on May 21, 2009, rendering the settlement not final;

15
16 NOW, THEREFORE, counsel for the parties hereby stipulate and request that the Court
17 enter an order continuing the CMC, currently scheduled for September 11, 2009, for a period of
18 approximately six months, to February 12, 2010.

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20 Dated: August 27, 2009

PENELOPE A. PREVOLOS
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23 By: /s/ Penelope A. Prevolos
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25 *Attorneys for Defendant*
APPLE INC.

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[] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: 9/10/09

Ronald M. Whyte

Hon. Ronald M. Whyte
United States District Judge