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8	APPLE INC. 1/k/a APPLE COMPUTER, INC.	<u>*E-FILED - 9/10/09*</u>			
9	LEE M. GORDON (BAR NO. 174168) ELAINE T. BYSZEWSKI (BAR NO. 222304)				
10	HAGENS BERMAN SOBOL SHAPIRO LLP 700 South Flower Street, Suite 2940				
11 12	Los Angeles, Ca 90017-4101 Telephone: 213-330-7150 Facsimile: 213-330-7152				
13	Co-lead Counsel for Plaintiffs				
14	[Additional Counsel Listed on Signature Page]				
15	UNITED STATES DISTRICT COURT				
16	NORTHERN DISTRICT OF CALIFORNIA				
17	SAN JOS	E DIVISION			
18	IN RE:	MDL Docket No.: M:06-cv-01754-RMW			
19	APPLE IPOD NANO PRODUCTS				
20	LIABILITY LITIGATION	STIPULATED REQUEST FOR CONTINUANCE OF CASE MANAGEMENT CONFERENCE AND			
21		[] ORDER			
22		The Honorable Ronald M. Whyte Date: September 11, 2009			
23					
24					
25					
26					
27					
28	STIPULATED REQUEST FOR CONTINUANCE OF CMC AND [] ORDER				

sf-2731431 Case No. M:06-01754-RMW

1	TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS			
2	2 OF RECORD:	OF RECORD:		
3	WHEREAS the parties entered into a settleme	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	7 Management Conference ("CMC") scheduled in this c	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 o			
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 Se	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, 20	WHEREAS an appeal was filed on May 21, 2009, rendering the settlement not final;		
15	15			
16	NOW, THEREFORE, counsel for the parties h	nereby stipulate and request that the Court		
17	enter an order continuing the CMC, currently schedule	ed for September 11, 2009, for a period of		
18	approximately six months, to February 12, 2010.			
19	19			
20		E A. PREOVOLOS		
21	21 HEATHER	D. MUHLBACH A. MOSER		
22	22 MORRISO.	N & FOERSTER LLP		
23		nelope A. Preovolos elope A. Preovolos		
24	24	rneys for Defendant		
25		LE INC.		
26	26			
27	27			
28	28			

STIPULATED REQUEST FOR CONTINUANCE OF CMC $\ \ \, 2$ and [] order

1	Dated: August 27, 2009 STEVE W. BERMAN		
2	LEE M. GORDON ELAINE T. BYSZEWSKI		
3	HAGENS BERMAN SOBOL SHAPIRO LLP		
4	By: /s/ Lee M. Gordon Lee M. Gordon		
5	Co-lead Counsel for Plaintiffs		
6	DAVID P. MEYER		
7 8	PATRICK G. WARNER DAVID P. MEYER & ASSOCIATES CO Co-lead Counsel for Plaintiffs		
9	RICHARD ARSENAULT		
10	JOHN RANDALL WHALEY NEBLETT, BEARD ARSENAULT		
11	PHILIP BOHRER SCOTT BRADY		
12	BOHRER LAW FIRM, LLC		
13	L.E. FELDMAN LAWRENCE E. FELDMAN & ASSOC., LLP		
14 15	JOHN P. WOLFF, III CHRISTOPHER K. JONES KEOGH, COX & WILSON, LTD.		
16 17	THOMAS D. MAURIELLO LAW OFFICES OF THOMAS D. MAURIELLO		
18	BRYAN L. CLOBES MILLER FAUCHER & CAFFERTY, LLP		
19	SETH R. LESSER		
20	LOCKS LAW FIRM		
21	JEAN-MARC ZIMMERMAN EDUARD KORSINSKY JOSEPH LEVI		
22	ZIMMERMAN, LEVI & KORSINSKY LLP		
23	Attorneys for Plaintiffs		
24 25	I, Penelope A. Preovolos, am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, section X.B., I hereby attest that I have on file the concurrences for any signatures indicated by a "conformed" signature (/s/) within this efiled document. By:		
26			
27			
28	By:/s/ Penelope A. Preovolos		
	STIPULATED REQUEST FOR CONTINUANCE OF CMC 3 AND [] ORDER		

[] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date:	9/10/09	
Date:	J/ 10/07	•

Konald M. Whyte

Hon. Ronald M. Whyte

Hon. Ronald M. Whyte United States District Judge

STIPULATED REQUEST FOR CONTINUANCE OF CMC AND [] ORDER