

1 MATTHEW D. POWERS (Bar No. 104795)  
 matthew.powers@weil.com  
 2 GARLAND STEPHENS (admitted N.D.C.A.,  
 Texas Bar No. 24053910)  
 3 garland.stephens@weil.com  
 4 NICHOLAS A. BROWN (Bar No. 198210)  
 nicholas.brown@weil.com  
 5 WEIL, GOTSHAL & MANGES LLP  
 Silicon Valley Office  
 6 201 Redwood Shores Parkway  
 Redwood Shores, CA 94065  
 7 Telephone: (650) 802-3000  
 8 Facsimile: (650) 802-3100

9 Attorneys for Plaintiff  
 APPLE COMPUTER, INC.

10 LESLIE V. PAYNE  
 (TX Bar No. 0784736-*Pro Hac Vice*)  
 lpayne@hpcllp.com  
 11 HEIM, PAYNE & CHORUSH, L.L.P.  
 12 600 Travis Street, Suite 6710  
 13 Houston, TX 77002  
 14 Telephone: (713) 221-2000  
 Facsimile: (713) 221-2021

15 *(additional attorneys listed on signature page)*

16 Attorneys for Defendant/Counterclaimant  
 17 BURST.COM, INC.

18 UNITED STATES DISTRICT COURT  
 19 NORTHERN DISTRICT OF CALIFORNIA  
 20 SAN FRANCISCO DIVISION

21 APPLE COMPUTER, INC.,  
 22 Plaintiff/Counterdefendant,  
 23 v.  
 24 BURST.COM, INC.,  
 25 Defendant/Counterclaimant.  
 26

Case No. C 06-00019 MHP

**JOINT STIPULATION ALLOWING  
 APPLE TO FILE AN AMENDED  
 ANSWER**

Complaint filed: January 4, 2006  
 Trial Date: February 26, 2008

Hon. Marilyn Hall Patel

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In accordance with Federal Rule of Civil Procedure 15(a), the undersigned hereby stipulate to allow plaintiff Apple Computer, Inc. to file the attached amended answer to defendant Burst.com, Inc.'s amended counterclaim.

Dated: September 19, 2007

WEIL, GOTSHAL & MANGES LLP

By: \_\_\_\_\_ /s/  
Nicholas A. Brown  
Attorneys for Plaintiff  
APPLE COMPUTER, INC.

Dated: September 19, 2007

By: \_\_\_\_\_ /s/  
LESLIE V. PAYNE  
(TX Bar No. 0784736- Pro Hac Vice)  
lpayne@hpcllp.com  
HEIM, PAYNE & CHORUSH, L.L.P.  
600 Travis Street, Suite 6710  
Houston, TX 77002  
(713) 221-2000 Tel.

PARKER C. FOLSE III  
(WA Bar No. 24895-Pro Hac Vice)  
pfolse@susmangodfrey.com  
SUSMAN GODFREY, L.L.P.  
1201 Third Avenue, Suite 3800  
Seattle, Washington 98101-3000  
(206) 516-3880 Tel.

SPENCER HOSIE (CA Bar No. 101777)  
shosie@hosielaw.com  
BRUCE WECKER (CA Bar No. 078530)  
bwecker@hosielaw.com  
HOSIE McARTHUR LLP  
One Market, 22nd Floor  
San Francisco, CA 94105  
(415) 247-6000 Tel.

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MICHAEL F. HEIM  
(TX Bar No. 9380923-Pro Hac Vice)  
mheim@hpcllp.com  
HEIM, PAYNE & CHORUSH, L.L.P.  
600 Travis Street, Suite 6710  
Houston, TX 77002  
(713) 221-2000 Tel.

ROBERT J. YORIO (CA Bar No. 93178)  
ryorio@carrferrell.com  
V. RANDALL GARD (CA Bar No. 151677)  
rgard@carrferrell.com  
COLBY B. SPRINGER (CA Bar No 214868)  
cspringer@carrferrell.com  
CARR & FERRELL LLP  
2200 Geng Road  
Palo Alto, CA 94303  
(650) 812-3400 Tel.

Attorneys for Defendant  
BURST.COM, INC.