

**EXHIBIT 2
TO
DECLARATION OF MEHRNAZ BOROUMAND SMITH
IN SUPPORT OF APPLE INC.'S ADMINISTRATIVE
MOTION SEEKING LEAVE OF COURT TO FILE A
REPLY TO PSYSTAR CORPORATION'S
SUPPLEMENTAL BRIEFING ON THE RELEVANCE OF
TOPIC 3 TESTIMONY, DEFENDANT'S MOTION TO
COMPEL AND PLAINTIFF'S CROSS-MOTION FOR A
PROTECTIVE ORDER**

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17 Attorneys for Defendant and Counterclaimant
 18 PSYSTAR CORPORATION

19 UNITED STATES DISTRICT COURT
 20 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 21 SAN FRANCISCO DIVISION

22 APPLE INC., a California corporation,

23 Plaintiff,

24 v.

25 PSYSTAR CORPORATION, a Florida
 26 corporation, and DOES 1-10, inclusive,

27 Defendants.

28 AND RELATED COUNTERCLAIMS

Case No. CV 08-03251 WHA (BZ)

**STIPULATION TO ALLOW APPLE TO
 FILE ITS REPLY TO PSYSTAR
 CORPORATION'S SUPPLEMENTAL
 BRIEFING ON THE RELEVANCE OF
 TOPIC 3 TESTIMONY, DEFENDANT'S
 MOTION TO COMPEL AND
 PLAINTIFF'S CROSS-MOTION FOR A
 PROTECTIVE ORDER AND
 [PROPOSED] ORDER**

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WHEREAS the Letter Brief submitted by Psystar Corporation (“Psystar”) on August 27, 2009, raised for the first time several new legal arguments as to the relevance of the information that Psystar is seeking to compel Apple Inc. (“Apple”) to produce; and

WHEREAS, Psystar has no objection to Apple submitting a reply brief, no later than noon on September 2, 2009;

IT IS, THEREFORE, STIPULATED by the parties, through their undersigned counsel and subject to approval of the Court, that Apple should be permitted to file a Reply To Psystar Corporation’s Supplemental Briefing On The Relevance Of Topic 3 Testimony, Defendant’s Motion To Compel And Plaintiff’s Cross-Motion For A Protective Order.

DATED: September 1, 2009 TOWNSEND AND TOWNSEND AND CREW LLP

By: /s/ James G. Gilliland, Jr.
James G. Gilliland, Jr.

Attorneys for Plaintiff and Counterdefendant
APPLE INC.

DATED: September 1, 2009 CAMARA & SIBLEY LLP

By: /s/ K.A.D. Camara
K.A.D. Camara

Attorneys for Defendant and Counterclaimant
PSYSTAR CORP.

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Pursuant to the Stipulation between the parties, and good cause having been shown, the Court HEREBY GRANTS leave for Apple to file a Reply To Psystar Corporation's Supplemental Briefing On The Relevance Of Topic 3 Testimony, Defendant's Motion To Compel And Plaintiff's Cross-Motion For A Protective Order.

IT IS SO ORDERED.

By: _____
William H. Alsup
United States District Judge

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GENERAL ORDER ATTESTATION

I, Mehrnaz Boroumand Smith am the ECF user whose ID and password are being used to file this **STIPULATION TO ALLOW APPLE TO FILE ITS REPLY TO PSYSTAR CORPORATION'S SUPPLEMENTAL BRIEFING ON THE RELEVANCE OF TOPIC 3 TESTIMONY, DEFENDANT'S MOTION TO COMPEL AND PLAINTIFF'S CROSS-MOTION FOR A PROTECTIVE ORDER AND [PROPOSED] ORDER.** In compliance with General Order 45, X.B., I hereby attest that K.A.D. Camara has concurred in this filing.

/s/ Mehrnaz Boroumand Smith
MEHRNAZ BOROUMAND SMITH

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