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Attorneys for Defendant  
PODFITNESS, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

APPLE, INC.,

Plaintiff,

v.

PODFITNESS, INC., and DOES 1-100,  
inclusive

Defendants.

Civil Action No. 4:06-cv-05805 SBA

**[PROPOSED] ORDER GRANTING  
PODFITNESS' MOTION TO STAY  
PROCEEDINGS FOR THIRTY  
DAYS PENDING ENGAGEMENT  
OF SUBSTITUTE COUNSEL**

Date: November 6, 2007  
Time: 1:00 pm  
Courtroom 3, 3rd Floor  
Judge: Hon. Sandra B. Armstrong

THIS MATTER came before the Court on defendant Podfitness, Inc.'s ("Podfitness") Motion to Stay Proceedings for Thirty Days Pending Engagement of Substitute Counsel. Having considered the papers and oral argument, if any, submitted in support of and in opposition to Podfitness' motion, being fully advised in the premises and for good cause shown, IT IS HEREBY ORDERED that Podfitness' motion is GRANTED as follows:

1. For thirty days from the date of entry of this Order, the parties shall refrain from conducting discovery or otherwise submitting papers to the Court that require responsive submissions; and
2. Podfitness shall immediately notify the Court and Plaintiff upon engagement of substitute counsel.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2007.

Honorable Sandra B. Armstrong  
U.S. District Judge

Respectfully submitted on behalf of Podfitness:

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**PROOF OF SERVICE**

I hereby certify that on October 1, 2007, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which sent notification of such filing to the following: [Abrams@fr.com](mailto:Abrams@fr.com); [jacobalpren@quinnemanuel.com](mailto:jacobalpren@quinnemanuel.com); [raycock@wnlaw.com](mailto:raycock@wnlaw.com); [wfarmer@collette.com](mailto:wfarmer@collette.com); [rlawrence@collette.com](mailto:rlawrence@collette.com); [llaycock@wnlaw.com](mailto:llaycock@wnlaw.com); [jlewis@wnlaw.com](mailto:jlewis@wnlaw.com); [martens@fr.com](mailto:martens@fr.com); [miclean@fr.com](mailto:miclean@fr.com); [cveverka@wnlaw.com](mailto:cveverka@wnlaw.com) and served Podfitness' in-house counsel separately at [shutchinson@podfitness.com](mailto:shutchinson@podfitness.com).

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