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9 Attorneys for Plaintiff
 APPLE COMPUTER, INC.
 10

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 (OAKLAND DIVISION)
 14

15 APPLE COMPUTER, INC.,

Case No. C 06 5805 SBA

16 Plaintiff,

CERTIFICATE OF SERVICE

17 v.

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

19 Defendants.
 20

21
 22 I am employed in the County of San Mateo. My business address is Fish & Richardson
 23 P.C., 500 Arguello Street, Suite 500, Redwood City, California 94063. I am over the age of 18
 24 and not a party to the foregoing action.

25 I am readily familiar with the business practice at my place of business for collection and
 26 processing of correspondence for personal delivery, for mailing with United States Postal Service,
 27 for facsimile, and for overnight delivery by Federal Express, Express Mail, or other overnight
 28 service.

1 On October 15, 2007, I caused a copy of the following document(s):

2 **APPLE'S OPPOSITION TO PODFITNESS' MOTION TO STAY PROCEEDINGS**
3 **FOR THIRTY DAYS**

4 **DECLARATION OF DAVID J. MICLEAN IN SUPPORT OF APPLE'S**
5 **OPPOSITION TO PODFITNESS' MOTION TO STAY PROCEEDINGS FOR THIRTY**
6 **DAYS**

7 to be served on the interested parties in this action by placing a true and correct copy thereof,
8 enclosed in a sealed envelope, and addressed as follows:

9 William S. Farmer Attorneys for Defendant
10 Jacob Alpern PODFITNESS, INC.
11 Collette Erickson Farmer & O'Neill LLP
12 235 Pine Street, Suite 1300 (VIA HAND DELIVERY)
13 San Francisco, CA 94104-2733
14 Telephone: (415) 788-4646
15 Facsimile: (415) 788-6929

16 Charles J. Veverka Attorneys for Defendant
17 Robert A. Aycock PODFITNESS, INC.
18 Mark W. Ford (VIA FEDERAL EXPRESS)
19 Brett I. Johnson
20 Workman, Nydegger & Seeley P.C.
21 1000 Eagle Gate Tower
22 60 East South Temple
23 Salt Lake City, UT 84111
24 Telephone: (801) 533-9800
25 Facsimile: (801) 328-1707

26 **MAIL:** Such correspondence was deposited, postage fully paid, with the
27 United States Postal Service on the same day in the ordinary course
28 of business.

PERSONAL: Such envelope was delivered by hand to the offices of the addressee.

FACSIMILE: Such document was faxed to the facsimile transmission machine
with the facsimile machine number stated above. Upon completion
of the transmission, the transmitting machine issued a transmission
report showing the transmission was complete and without error.

ELECTRONIC MAIL: Such document was transmitted by electronic mail to the addressees'
email addresses as stated above.

FEDERAL EXPRESS: Such correspondence was deposited on the same day in the ordinary
course of business with a facility regularly maintained by Federal
Express.

EXPRESS MAIL: Such correspondence was deposited on the same day in the ordinary
course of business with a facility regularly maintained by the United
States Postal Service.

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**OVERNIGHT
DELIVERY:**

Such correspondence was given on the same day in the ordinary course of business to an authorized courier or a driver authorized by that courier to receive documents.

I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

I declare under penalty of perjury that the above is true and correct. Executed on October 15, 2007, at Redwood City, California.

Diane M. Arceo-Lowenstein

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