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10 Attorneys for Defendant and
 Counterclaim Plaintiff Podfitness, Inc.

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

15 APPLE COMPUTER, INC.,

16 Plaintiff,

17 v.

18 PODFITNESS, INC., and DOES 1-100,
 19 Inclusive,

20 Defendants.

21
 22 PODFITNESS, INC.,

23 Counterclaim Plaintiff,

24 v.

25 APPLE COMPUTER, INC.,

26 Counterclaim Defendants.
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Case No. C 06-05805 SBA

**PODFITNESS' NOTICE OF
 WITHDRAWAL OF ITS MOTION FOR
 ADMINISTRATIVE RELIEF**

Hon. Sandra Brown Armstrong

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE THAT** in light of the parties' proposed stipulated request for an
3 order enlarging the schedule in this case, docket no. 4:06-cv-05805-SBA, Podfitness, Inc. hereby
4 withdraws the following motion without prejudice:

5 Motion for Administrative Relief Extending Pretrial Deadlines, and supporting pleadings,
6 docket no. 4:06-cv-05805-SBA.

7
8 DATED: December 21, 2007

Respectfully submitted,

9 **MAGLEBY & GREENWOOD, P.C.**
10 **KERR & WAGSTAFFE LLP**

11 By _____ /s/

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14 JAMES M. WAGSTAFFE

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16 Podfitness, Inc.

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