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19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA
 21 SAN JOSE DIVISION

22 THE APPLE IPOD ITUNES ANTI-TRUST)	Lead Case No. C-05-00037-JW
23 LITIGATION)	
24 _____)	<u>CLASS ACTION</u>
25 This Document Relates To:)	[ALTERNATIVE PROPOSED] ORDER
26 ALL ACTIONS.)	GOVERNING DISCOVERY
27 _____)	

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1 Upon considering Plaintiffs' Motion for Administrative Relief Pursuant to Civil Local Rule
2 7-11;

3 IT IS HEREBY ORDERED that the parties shall limit their discovery to class certification
4 issues; preliminary issues such as Defendant's organizational structure and document retention
5 policies; and the production of those documents whose production would impose only a *de minimis*
6 burden on Plaintiffs or Defendant, such as all documents already produced in European litigation,
7 government investigations involving similar antitrust claims against Defendant, and documents and
8 deposition transcripts produced by Defendant as a third-party litigant in the *In re Napster, Inc.*
9 *Copyright Litigation*, No. MDL-00-1369 (MHP) (N.D. Cal.).

10 This discovery limitation shall remain in place only until the next case management
11 conference, to be held after Defendant files and serves its opposition to motion for class certification.
12 At that time, the Court will consider whether the limitation shall be continued, and if so, what
13 additional discovery should take place before Plaintiffs file their reply in support of their motion for
14 class certification. The parties are referred to Magistrate Judge Trumbull for resolution of any
15 discovery disputes.

16
17 DATED: _____
18 THE HONORABLE JAMES WARE
19 UNITED STATES DISTRICT JUDGE

20 Respectfully Submitted by:
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CERTIFICATE OF SERVICE

I hereby certify that on July 9, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on July 9, 2007.

s/ BONNY E. SWEENEY
BONNY E. SWEENEY

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Manual Notice List

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