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6 Attorneys for Defendant
 7 APPLE INC.

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

11
 12 **THE APPLE IPOD iTUNES ANTI-
 13 TRUST LITIGATION**

Case No. C 05 00037 JW

**[PROPOSED] ORDER DENYING
 PLAINTIFFS' MOTION FOR
 ADMINISTRATIVE RELIEF**

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 18 Plaintiffs' Motion for Administrative Relief is DENIED. The administrative request
 19 procedure set forth in Rule 7-11 is not the appropriate method for seeking clarification or
 20 reconsideration of a prior court order.

21 In any event, the bifurcated discovery procedure set forth in this Court's November 21,
 22 2006 Order Following Further Case Management Conference in *Charoensak v. Apple Computer,
 23 Inc.* shall apply in this consolidation action, *The Apple iPod iTunes Anti-Trust Litigation*.

24 Accordingly, IT IS HEREBY ORDERED that the parties shall limit their discovery to
 25 class certification issues. Following Defendant's filing of its opposition to Plaintiffs' motion for
 26 class certification motion, the Court will conduct a Case Management Conference for the purpose
 27 of discussing what additional discovery, if any, should take place prior to Plaintiffs filing their
 28 reply in support of their motion for class certification. In addition, if Defendant files a motion for

[Proposed] Order Denying Plfs' Mot. for
 Admin. Relief
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1 summary judgment before Plaintiffs move for class certification, Plaintiffs may seek additional
2 discovery.

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4 DATED:

5 THE HONORABLE JAMES WARE
6 UNITED STATES DISTRICT JUDGE

7 SFI-567030v1

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