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Attorneys for Defendant
 APPLE COMPUTER, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

**THOMAS WILLIAM SLATTERY,
 Individually, And On Behalf Of All
 Others Similarly Situated,**

Plaintiff,

v.

APPLE COMPUTER, INC.,

Defendant.

Case No. C 05 00037 JW

CLASS ACTION

**STIPULATION TO CONTINUE CASE
 MANAGEMENT CONFERENCE; and
 [Proposed] ORDER**

The parties, by their counsel, stipulate subject to this Court's approval to continue the Case Management Conference set for July 11, because the motion to dismiss is under submission and lead counsel for defendant will be out of the country, on business and then vacation, until

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1 August 12. The parties request that the conference be continued until the motion to dismiss is
2 decided, and in no event before August 12, 2005.

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4 Dated: June 13, 2005

THE KATRIEL LAW FIRM, P.C.

5
6 By: /s/

7 Roy A. Katriel
8 Counsel for Plaintiff
THOMAS W. SLATTERY

9 Dated: June 13, 2005

JONES DAY

10
11 By: /s/

12 Robert A. Mittelstaedt
13 Counsel for Defendant
APPLE COMPUTER, INC.

14 IT IS SO ORDERED:

15
16 /s/ James Ware

17 JUDGE JAMES WARE