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26 UNITED STATES DISTRICT COURT
 27 NORTHERN DISTRICT OF CALIFORNIA
 28 SAN JOSE DIVISION

29 THOMAS WILLIAM SLATTERY,)	No. C 05-00037 JW
30 individually, and on behalf of all others)	
31 similarly situated,)	STIPULATION REGARDING PLAINTIFF
)	MELANIE TUCKER'S ADMINISTRATIVE
32 Plaintiff,)	MOTION TO CONSIDER WHETHER
)	CASES SHOULD BE RELATED – CIVIL
33 vs.)	L.R. 3-12
)	
34 APPLE COMPUTER, INC.,)	
)	
35 Defendant.)	

36 [Caption continued on following page.]

MELANIE TUCKER, On Behalf of Herself
and All Others Similarly Situated,

No. C-06-04457-HRL

Plaintiff,

VS.

APPLE COMPUTER, INC., a California corporation,

Defendant.

1 WHEREAS, Plaintiff Thomas William Slattery filed suit against Apple Computer, Inc.
2 (“Apple”), in the District Court of the Northern District of California. *Slattery v. Apple Computer,*
3 *Inc.*, No. C 05-00037-JW (N.D. Cal. filed Jan. 3, 2005) (“the *Slattery* action”);

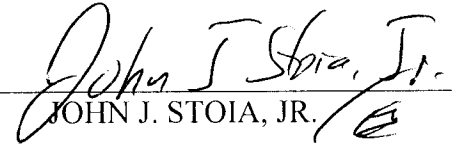
4 WHEREAS, Plaintiff Melanie Tucker filed suit against Apple in the District Court of the
5 Northern District of California. *Tucker v. Apple Computer, Inc.*, No. C 06-4457-HRL (N.D. Cal.
6 filed July 21, 2006) (“the *Tucker* action”); and

7 WHEREAS, Northern District of California Civil L.R. 3-12 provides that an action is related
8 to another when they “concern substantially the same parties, property, transaction or event; and [i]t
9 appears likely that there will be an unduly burdensome duplication of labor and expense or
10 conflicting results if the cases are conducted before different Judges;”

1 IT IS HEREBY STIPULATED, by and between the undersigned, subject to the approval of
2 the Court, that the *Slattery* and *Tucker* actions are related as defined by Northern District of
3 California Civil L.R. 3-12.

4 DATED: August 22, 2006

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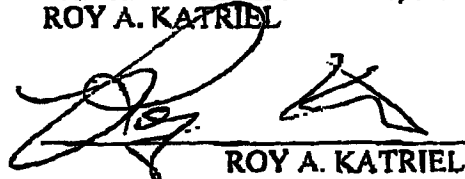
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3 California Civil L.R. 3-12.

4 DATED: August __, 2006

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CERTIFICATE OF SERVICE

I hereby certify that on August 22, 2006, 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 in Mailing Information for a Case 5:05-cv-00037-JW, and I hereby certify that I have e-mailed the foregoing document or paper to the CM/ECF participants indicated on the attached Mailing Information for a Case 5:06-cv-04457-HRL.

s/ JOHN J. STOIA, JR.
JOHN J. STOIA, JR.

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Mailing Information for a Case 5:05-cv-00037-JW

Electronic Mail Notice List

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)

Mailing Information for a Case 5:06-cv-04457-HRL

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