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 13 APPLE INC.

14 (additional counsel listed on signature page)

15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **SAN JOSE DIVISION**

18 IN RE APPLE INC. SECURITIES
 19 LITIGATION

Case No. C06-05208-JF

CLASS ACTION

20 THIS DOCUMENT RELATES TO:
 21 ALL ACTIONS

**STIPULATION AND [PROPOSED]
 ORDER REGARDING SCHEDULING
 MATTERS**

Judge: The Honorable Jeremy Fogel

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1 WHEREAS, on August 24, 2006, plaintiffs Vogel and Mahoney filed a class action
2 complaint in this Court alleging that certain defendants violated the Securities Exchange Act of
3 1934 (the “Exchange Act”), including § 10(b) and Rule 10b-5 thereunder, and § 20(a)
4 (“*Vogel I*”);

5 WHEREAS, on June 27, 2008, plaintiffs Vogel and Mahoney filed a new class action
6 complaint in this Court alleging that certain defendants violated the Exchange Act, including
7 § 10(b) and Rule 10b-5 thereunder, and § 20(a) (“*Vogel II*”);

8 WHEREAS, on April 8, 2010, this Court entered an order consolidating *Vogel I* and
9 *Vogel II*, extending defendants’ time to respond to the complaint to June 25, 2010, and setting a
10 briefing schedule in the event that defendants respond to the complaint by filing motions;

11 WHEREAS, on May 14, 2010, plaintiffs filed a [Corrected] First Amended Consolidated
12 Class Action Complaint (“Complaint”);

13 WHEREAS, the parties have met and conferred and wish to extend defendants’ time to
14 respond to the Complaint and modify the briefing schedule in the event that defendants respond to
15 the Complaint by filing motions;

16 NOW, THEREFORE, the undersigned parties hereby stipulate and agree, and respectfully
17 request that the Court enter an order as follows:

18 1. Defendants shall file their responses to the Complaint by August 13, 2010.

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2. In the event that defendants respond to the Complaint by filing motions, the briefing and hearing schedule for defendants' motions will be:

Plaintiffs' Oppositions Due: September 17, 2010
Defendants' Replies Due: October 8, 2010
Hearing: To be set by the Court.

IT IS SO STIPULATED

Dated: June 22, 2010

GEORGE A. RILEY
O'MELVENY & MYERS LLP

By: /s/ George A. Riley
George A. Riley

Attorneys for Defendant
APPLE INC.

Dated: June 22, 2010

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By: /s/ Douglas R. Young
Douglas R. Young

Attorneys for Defendants
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1 Dated: June 22, 2010

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6 By: /s/ Yohance C. Edwards
Yohance C. Edwards

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8 Attorneys for Defendants
9 FRED D. ANDERSON and NANCY R.
10 HEINEN

11 Dated: June 22, 2010

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16 By: /s/ Michael J. Barry
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1 I, George A. Riley, am the ECF User whose ID and password are being used to file this
2 Stipulation and [Proposed] Order Regarding Scheduling Matters. In compliance with General
3 Order 45, X.B., I hereby attest that Douglas R. Young, Yohance C. Edwards and Michael J. Barry
4 have concurred in this filing.

5 By: /s/ George A. Riley
6 George A. Riley

7 **ORDER**

8 PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.

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10 DATED: June 24, 2010

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12 _____
13 The Honorable Jeremy Fogel
14 United States District Judge

15 MPI:1195283.1