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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, on August 23, 2010, the Clerk of the Court issued a Clerk’s Notice
14 continuing the Case Management Conference set for August 27, 2010, to September 3, 2010, at
15 10:30 a.m.;

16 WHEREAS, the parties have met and conferred and wish to continue the Case
17 Management Conference;

18 WHEREAS, the parties also wish to extend defendants’ time to respond to the Complaint
19 and modify the briefing schedule in the event that defendants respond to the Complaint by filing
20 motions;

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

23 1. The Case Management Conference scheduled for September 3, 2010, at 10:30 a.m.
24 shall be continued to September 24, 2010, at 10:30 a.m.

25 2. Defendants shall file their responses to the Complaint by October 1, 2010.

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

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

ORDER

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

DATED: 8/31, 2010


The Honorable Jeremy Fogel
United States District Judge

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