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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

BRIAN F. GORDON, on behalf of himself and  
 all others similarly situated,

Plaintiff,

v.

APPLE COMPUTER, INC., and DOES 1  
 THROUGH 50, inclusive,

Defendant.

Case No. 5:06-cv-05358-JW

CLASS ACTION

**STIPULATION REGARDING FORMS AND METHODS  
 OF NOTICE**

1           WHEREAS, this Court issued an Order Granting Conditional Certification of a  
2 Settlement Class, Approval of Forms and Methods of Notice, and Preliminary Approval  
3 of Settlement Agreement and Release on March 24, 2008;

4           WHEREAS, the notice program approved by the Court on March 24, 2008 and  
5 implemented by the Parties inadvertently omitted certain computer models covered by  
6 the Settlement; and

7           WHEREAS, the Parties have developed a further notice program to ensure that  
8 notice is provided to purchasers of the models omitted from the initial notice program;

9           IT IS HEREBY STIPULATED AS FOLLOWS:

10          The Parties agree to the further notice program as set forth in the [Proposed]  
11 Amended Order Granting Approval of Forms and Methods of Notice (and the exhibits  
12 thereto) filed simultaneously with this Stipulation.

13          IT IS SO STIPULATED.

14          Dated: August 27, 2008

PENELOPE A. PREOVOLOS  
ANDREW D. MUHLBACH  
JOHANNA W. ROBERTS  
MORRISON & FOERSTER LLP

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18           By:           /s/Penelope A. Preovolos            
                  Penelope A. Preovolos

19                           *Attorneys for Defendant*  
20                           APPLE COMPUTER, INC.

21          Dated: August 27, 2008

HELEN ZELDES  
LAW OFFICES OF HELEN ZELDES

22  
23           MEL E. LIFSHITZ  
24           RONALD J. ARANOFF  
25           BERNSTEIN LIEBHARD & LIFSHITZ, LLP

26           By:           /s/Helen Zeldes            
                  Helen Zeldes

27                           *Attorneys for Plaintiff*  
28                           BRIAN F. GORDON

1 I, Penelope A. Preovolos, am the ECF user whose ID and password are being  
2 used to file this Stipulation Regarding Forms and Method of Notice. In compliance with  
3 General Order 45.X.B, I hereby attest that Helen Zeldes has concurred in this filing.  
4

5 Dated: August 27, 2008

PENELOPE A. PREOVOLOS  
ANDREW D. MUHLBACH  
JOHANNA W. ROBERTS  
MORRISON & FOERSTER LLP

8  
9 By: /s/Penelope A. Preovolos  
Penelope A. Preovolos

10 *Attorneys for Defendant*  
11 APPLE COMPUTER, INC.  
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