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7 Attorneys for Defendant
 APPLE COMPUTER, INC.

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 9
 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12
 13 **THOMAS WILLIAM SLATTERY,**
Individually, And On Behalf Of All
 14 **Others Similarly Situated,**

15 **Plaintiff,**

16 v.

17 **APPLE COMPUTER, INC.,**

18 **Defendant.**

Case No. C 05 00037 JW

PROOF OF SERVICE

PROOF OF SERVICE BY MAIL

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 555 California Street, 26th Floor, San Francisco, California 94104. I am readily familiar with this firm's practice for collection and processing of correspondence for mailing with the United States Postal Service. On March 7, 2005, I placed with this firm at the above address for deposit with the United States Postal Service a true and correct copy of the within document(s):

APPLE COMPUTER, INC.'S REPLY IN SUPPORT OF ITS MOTION TO DISMISS CLASS ACTION COMPLAINT

in a sealed envelope, postage fully paid, addressed as follows:

Roy A. Katriel
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Following ordinary business practices, the envelope was sealed and placed for collection and mailing on this date, and would, in the ordinary course of business, be deposited with the United States Postal Service on this date.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on March 7, 2005, at San Francisco, California.



Elizabeth Evans