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 APPLE INC.

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION  
 12

13 STACIE SOMERS, On Behalf of Herself and  
 14 All Others Similarly Situated,

15 Plaintiff,

16 v.

17 APPLE INC.,

18 Defendant.

Case No. C 07 6507 JW (HRL)

STIPULATION AND ~~PROPOSED~~ [Proposed]  
 ORDER REGARDING BRIEFING  
 SCHEDULE FOR APPLE'S  
 DISPOSITIVE MOTION IN RESPONSE  
 TO AMENDED COMPLAINT

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 21 Apple's responsive pleading to the Indirect Purchaser Plaintiff's amended complaint is  
 22 currently due on August 9, 2010. In light of the discussion at the case management conference  
 23 held on July 19, 2010 and the Court's July 22, 2010 Scheduling Order, Apple intends to file a  
 24 dispositive motion in response to the amended complaint. The parties stipulate to the following  
 25 briefing schedule:

26 **September 13, 2010** Apple's dispositive motion  
 27 **October 28, 2010** Plaintiff's opposition to Apple's dispositive motion  
 28 **November 29, 2010** Apple's reply in support of its dispositive motion

C07-6507 JW (HRL)  
 STIPULATION EXTENDING DEFENDANT'S TIME TO  
 RESPOND TO THE COMPLAINT

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**December 20, 2010**

Hearing on Apple's dispositive motion

**IT IS SO STIPULATED**

Dated: July 27, 2010

JONES DAY

By: /s/ David Kiernan  
David Kiernan

Attorneys for APPLE INC.

Dated: July 27, 2010

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By: /s/ Alreen Haeggquist  
Alreen Haeggquist

Attorney for Plaintiff

**IT IS SO ORDERED**

Dated: August 11, 2010

  
\_\_\_\_\_  
Hon. James Ware  
United States District Court Judge