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 APPLE INC.

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

11 STACIE SOMERS, On Behalf of Herself and
 12 All Others Similarly Situated,

13 Plaintiff,

14 v.

15 APPLE INC.,

16 Defendant.

Case No. C 07 6507 HRL

STIPULATION EXTENDING
 DEFENDANT'S TIME TO RESPOND
 TO THE COMPLAINT

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Pursuant to Local Rules 5 and 6-1, Plaintiff Stacie Somers and Defendant Apple Inc. ("Apple"), by and through their counsel of record, hereby stipulate as follows:

1. Plaintiff Somers filed and served her complaint on December 31, 2007. Apple's response to the Complaint is due to be filed on January 22, 2008.

2. Apple and Somers have agreed to extend the time for Apple to file a response to the complaint by 30 days, to February 21, 2008.

3. This stipulation will not affect any hearing or proceeding on the Court's calendar, or otherwise cause any delay in the proceedings.

Dated: January 21, 2008

JONES DAY

By: /s/ Tracy M. Strong
Tracy M. Strong

Attorney for APPLE INC.

Dated: January 21, 2008

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