1 2 3 4 5 6 7 8	PENELOPE A. PREOVOLOS (CA SBN 87607) (PPrevolos@mofo.com) ANDREW D. MUHLBACH (CA SBN 175694) (AMuhlbach@mofo.com) ALEXEI KLESTOFF (CA SBN 224016) (AKlestoff@mofo.com) MORRISON & FOERSTER LLP 425 Market Street San Francisco, California 94105-2482 Telephone: 415.268.7000 Facsimile: 415.268.7522 Attorneys for Defendant APPLE INC.			
9		CEDICE COLIDE		
10	UNITED STATES DISTRICT COURT			
11	NORTHERN DISTRICT OF CALIFORNIA			
12	SAN JOSE DIVISION			
13	DELIDENI DEDENIDI AT ANIDDEW	Case No. C-08-04969 JF (PVT)		
14	REUBEN BERENBLAT, ANDREW PERSONETTE, EARL C. SIMPSON, LAURA MILLER, On behalf of themselves and	Case No. C-09-01649 JF (PVT)		
15	all others similarly situated,	STIPULATION EXTENDING DEFENDANT'S TIME TO		
16	Plaintiff,	RESPOND TO THIRD AMENDED COMPLAINT		
17	V.	COM LAM		
18	APPLE INC.,			
19	Defendant.			
20 21	THOMAS WAGNER, SCOTT MEYERS, On behalf of themselves and all others similarly situated,			
22	Plaintiff,			
23	v.			
24	APPLE INC.,			
25	Defendant.			
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	STIPULATION EXTENDING TIME TO RESPOND TO TAC CASE NOS. C-08-04969 JF (PVT), C-09-01649 JF (PVT) sf-2854165			

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1	Pursuant to Civil Local Rules 6-2 and 7-12, the parties, by and through their respective		
2	counsel, hereby stipulate as follows:		
3	WHEREAS, Apple moved to dismiss the Second Amended Complaint in Berenblat, et al.		
4	v. Apple Inc., Case. No. C-08-04969, and Wagner, et al. v. Apple Inc., Case No. C-09-01649		
5	(collectively, the "Actions"), on November 5, 2009;		
6	WHEREAS, Apple's motions were granted, with partial leave to amend, on April 9, 2010		
7	WHEREAS, the parties agreed to extend Plaintiffs' time period to amend until May 28,		
8	2010;		
9	WHEREAS, the Plaintiffs in the Actions filed an Amended Complaint on May 28, 2010;		
10	WHEREAS, under Federal Rules of Civil Procedure 6(d) and 15(a)(3), the deadline for		
11	Apple to respond to the Third Amended Complaint is June 14, 2010;		
12	WHEREAS, the parties have agreed to extend the deadline for Apple to respond until June		
13	28, 2010;		
14	WHEREAS, the continuance will not have an effect on the schedule for the case;		
15	NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, SUBJECT TO		
16	THE APPROVAL OF THE COURT:		
17	1. Apple shall respond to the Third Amended Complaint in the Actions by June 28,		
18	2010.		
19			
20	Dated: June 10, 2010 MORRISON & FOERSTER LLP		
21			
22	By: /s/Penelope A. Preovolos		
23	Penelope A. Preovolos		
24	Attorneys for Defendant APPLE INC.		
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1	Dated: June 10, 2010	MEISELMAN, DENLEA, PACKMAN, CARTON & EBERZ P.C.	
2		CARTON & EBERZ 1.C.	
3		By: /s/ Michael A. Berg	
4		Michael A. Berg	
5		Attorneys for Plaintiffs REUBEN BERENBLAT,	
6		ANDREW PERSONETTE, EARL C. SIMPSON, LAURA MILLER	
7	Dated: June 10, 2010	GIRARD GIBBS, LLP	
8			
9		By: /s/ Eric H. Gibbs	
10		Eric H. Gibbs	
11		Attorneys for Plaintiffs THOMAS WAGNER, SCOTT	
12		MEYERS	
13	I, Penelope A. Preovolos, am the ECF User whose ID and password are being used to file this Certificate of Service. In compliance with General Order 45, X.B., I hereby attest that Elsa Tom has read and approved this Certificate of Service and consents to its filing in this action.		
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1		PROPOSED ORDER
2		I KOI OSED OKDEK
3	PURSUANT TO STIPULA	ATION, IT IS SO ORDERED.
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5	Date: June, 2010	
6		Hon. Jeremy Fogel United States District Judge
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	STIPULATION EXTENDING TIME TO RESPO	OND TO TAC

STIPULATION EXTENDING TIME TO RESPOND TO TAC CASE NOS. C-08-04969 JF (PVT), C-09-01649 JF (PVT) sf-2854165

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	\mathbf{I}			
1	CERTIFICATE OF SERVICE BY MAIL (Fed. R. Civ. Proc. rule 5(b))			
2	I declare that I am employed with the law firm of Morrison & Foerster LLP, whose address			
3	is 425 Market Street, San Francisco, California 94105-2482; I am not a party to the within cause; I am over the age of eighteen years and I am readily familiar with Morrison & Foerster's practice			
4	for collection and processing of correspondence for mailing with the United States Postal Service and know that in the ordinary course of Morrison & Foerster's business practice the document			
5	described below will be deposited with the United States Postal Service on the same date that it is placed at Morrison & Foerster with postage thereon fully prepaid for collection and mailing.			
6	I further declare that on the date hereof I served a copy of:			
7	STIPULATION EXTENDING DEFENDANT'S TIME TO			
8	RESPOND TO THIRD AMENDED COMPLAINT			
9 10	on the following by placing a true copy thereof enclosed in a sealed envelope addressed as follows for collection and mailing at Morrison & Foerster LLP, 425 Market Street, San Francisco, California 94105-2482, in accordance with Morrison & Foerster's ordinary business practices:			
	•			
11	Douglass J. McNamara Cohen Mistein Hausfeld & Toll PLLC			
12	1100 New York Avenue, Suite 500 Washington D.C. 20005-3964			
13				
14	I declare under penalty of perjury that the above is true and correct.			
15	Executed at San Francisco, California, this 10th day of June, 2010.			
16				
17	/s/ Elsa Tom /s/ Elsa Tom			
18	(typed) (signature)			
19				
20	ATTESTATION OF E-FILED SIGNATURE			
	THE STATION OF LITTLE STORM CALL			
21	I, Penelope A. Preovolos, am the ECF User whose ID and password are being used to file			
22	this Certificate of Service. In compliance with General Order 45, X.B., I hereby attest that Elsa			
23	Tom has read and approved this Certificate of Service and consents to its filing in this action.			
24	Dated: June 10, 2010.			
25	MORRISON & FOERSTER LLP			
26				
27	/s/ Penelope A. Preovolos Penelope A. Preovolos			
28	Tenerope 11. Treovoios			
	STIPULATION EXTENDING TIME TO RESPOND TO SAC CASE NOS. C-08-04969 JF (PVT), C-09-01649 JF (PVT) sf-2854165			