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7 Attorneys for Defendant
 8 APPLE INC.

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

13 REUBEN BERENBLAT, ANDREW
 14 PERSONETTE, EARL C. SIMPSON, LAURA
 MILLER, On behalf of themselves and
 15 all others similarly situated,

16 Plaintiff,

17 v.

18 APPLE INC.,

19 Defendant.

20 THOMAS WAGNER, SCOTT MEYERS, On
 behalf of themselves and all others similarly
 21 situated,

22 Plaintiff,

23 v.

24 APPLE INC.,

25 Defendant.

Case No. C-08-04969 JF (PVT)
 Case No. C-09-01649 JF (PVT)

**STIPULATION EXTENDING
 DEFENDANT'S TIME TO
 RESPOND TO THIRD AMENDED
 COMPLAINT**

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

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22 By: /s/ Penelope A. Preovolos
23 Penelope A. Preovolos

24 Attorneys for Defendant
25 APPLE INC.

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Dated: June 10, 2010

MEISELMAN, DENLEA, PACKMAN,
CARTON & EBERZ P.C.

By: /s/ Michael A. Berg
Michael A. Berg

Attorneys for Plaintiffs
REUBEN BERENBLAT,
ANDREW PERSONETTE, EARL
C. SIMPSON, LAURA MILLER

Dated: June 10, 2010

GIRARD GIBBS, LLP

By: /s/ Eric H. Gibbs
Eric H. Gibbs

Attorneys for Plaintiffs
THOMAS WAGNER, SCOTT
MEYERS

I, Penelope A. Prevolos, 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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PROPOSED ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: June __, 2010

Hon. Jeremy Fogel
United States District Judge

