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16 Attorneys for Defendant  
 17 APPLE, INC.

18 UNITED STATES DISTRICT COURT  
 19 NORTHERN DISTRICT OF CALIFORNIA  
 20 SAN JOSE DIVISION

21 ARAM HOVSEPIAN, individually and on  
 22 behalf of all others similarly situated,  
 23  
 24 Plaintiff,  
 25  
 26 vs.  
 27 APPLE INC.,  
 28 Defendant.

CASE NO. C 08-05788 JF

**[PROPOSED] ORDER GRANTING APPLE  
 INC.'S MOTION TO DISMISS**

Complaint Filed: December 31, 2008

Hon. Jeremy Fogel

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Defendant Apple Inc.’s (“Apple”) Motion to Dismiss came on for hearing before this Court on April 24, 2009 at 9:00 a.m. The Court, having considered the papers on the motion and the law, as well as arguments of counsel, and good cause appearing, orders that Apple’s Motion to Dismiss is HEREBY GRANTED, as follows:

Plaintiff’s Class Action Complaint is DISMISSED WITH PREJUDICE.

IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2009

By: \_\_\_\_\_  
HON. JEREMY FOGEL

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