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United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Thomas William Slattery, individually,
and on behalf of all others similarly
situated,

NO. C 05-00037 JW

**ORDER VACATING HEARING ON
PLAINTIFF'S MOTION FOR CLASS
CERTIFICATION**

Plaintiffs,

v.

Apple Computer, Inc.,

Defendant.

_____ /

Based on the June 2, 2006 hearing on Plaintiff's Motion for Leave to File the Second Amended Complaint, the Court vacates the hearing on Plaintiff's Motion for Class Certification presently scheduled for June 23, 2006 at 9 a.m. The Court will issue a case management date in a separate order to set a new schedule for the case.

Dated: June 22, 2006



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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10 **Dated: June 22, 2006**

Richard W. Wieking, Clerk

By: /s/ JW Chambers
Melissa Peralta
Courtroom Deputy

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