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APPLE INC.

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

14 NAOTAKA KITAGAWA, JR., TIMOTHY J.
BROAD and JESSE REISMAN, on behalf of
15 themselves and all others similarly situated,

16 Plaintiffs,

17 v.

18 APPLE, INC., and, DOES 1 THROUGH 50,
inclusive,

19 Defendants.

Case No. C 09-01911 RS

CERTIFICATE OF SERVICE

Complaint filed: May 1, 2009

1 **CERTIFICATE OF SERVICE**

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,
4 and I am over the age of eighteen years.

5 I further declare that on July 2, 2009, I served a copy of:

6 **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST
7 FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE**

8 ☐ **BY FACSIMILE, [Fed. Rule Civ. Proc. rule 5(b)]** by sending a true copy from
9 Morrison & Foerster LLP's facsimile transmission telephone number 415.268.7522 to
10 the fax number(s) set forth below, or as stated on the attached service list. The
11 transmission was reported as complete and without error. The transmission report
12 was properly issued by the transmitting facsimile machine.

13 I am readily familiar with Morrison & Foerster LLP's practice for sending facsimile
14 transmissions, and know that in the ordinary course of Morrison & Foerster LLP's
15 business practice the document(s) described above will be transmitted by facsimile
16 on the same date that it (they) is (are) placed at Morrison & Foerster LLP for
17 transmission.

18 ☐ **BY U.S. MAIL [Fed. Rule Civ. Proc. rule 5(b)]** by placing a true copy thereof
19 enclosed in a sealed envelope with postage thereon fully prepaid, addressed as
20 follows, for collection and mailing at Morrison & Foerster LLP, 425 Market Street,
21 San Francisco, California 94105-2482 in accordance with Morrison & Foerster
22 LLP's ordinary business practices.

23 I am readily familiar with Morrison & Foerster LLP's practice for collection and
24 processing of correspondence for mailing with the United States Postal Service, and
25 know that in the ordinary course of Morrison & Foerster LLP's business practice the
26 document(s) described above will be deposited with the United States Postal
27 Service on the same date that it (they) is (are) placed at Morrison & Foerster LLP
28 with postage thereon fully prepaid for collection and mailing.

29 ☒ **BY OVERNIGHT DELIVERY [Fed. Rule Civ. Proc. rule 5(b)]** by placing a true
30 copy thereof enclosed in a sealed envelope with delivery fees provided for,
31 addressed as follows, for collection by UPS, at 425 Market Street, San Francisco,
32 California 94105-2482 in accordance with Morrison & Foerster LLP's ordinary
33 business practices.

34 I am readily familiar with Morrison & Foerster LLP's practice for collection and
35 processing of correspondence for overnight delivery and know that in the ordinary
36 course of Morrison & Foerster LLP's business practice the document(s) described
37 above will be deposited in a box or other facility regularly maintained by UPS or
38 delivered to an authorized courier or driver authorized by UPS to receive documents
39 on the same date that it (they) is are placed at Morrison & Foerster LLP for collection.

☐ **BY PERSONAL SERVICE [Fed. Rule Civ. Proc. rule 5(b)]** by placing a true copy thereof enclosed in a sealed envelope addressed as follows for collection and delivery at the mailroom of Morrison & Foerster LLP, causing personal delivery of the document(s) listed above to the person(s) at the address(es) set forth below.

I am readily familiar with Morrison & Foerster LLP's practice for the collection and processing of documents for hand delivery and know that in the ordinary course of Morrison & Foerster LLP's business practice the document(s) described above will be taken from Morrison & Foerster LLP's mailroom and hand delivered to the document's addressee (or left with an employee or person in charge of the addressee's office) on the same date that it is placed at Morrison & Foerster LLP's mailroom.

☐ **BY ELECTRONIC SERVICE [Fed. Rule Civ. Proc. rule 5(b)]** by electronically mailing a true and correct copy through Morrison & Foerster LLP's electronic mail system to the e-mail address(s) set forth below, or as stated on the attached service list per agreement in accordance with Federal Rules of Civil Procedure rule 5(b).

Steven A. Skalet
Mehri & Skalet, PLLC
1250 Connecticut Avenue NW
Suite 300
Washington, DC 20036

I declare under penalty of perjury that the foregoing is true and correct.

Executed at San Francisco, California, this 2nd day of July, 2009.

Tina M. Armaz
(typed)

/s/ Tina M. Armaz
(signature)