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|----------|---|---|--|--|
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| 7        | Attorneys for Defendant APPLE INC.  |   |  |  |
| 8        |   |   |  |  |
| 9        | UNITED STATES DISTRICT COURT  |   |  |  |
| 10       | NORTHERN DISTRICT OF CALIFORNIA   |   |  |  |
| 11       | SAN JOSE DIVISION   |   |  |  |
| 12       |   |   |  |  |
| 13       | In re Apple and AT&T iPad Unlimited Data Plan   | Case Nos. 5:10-cv-02553 RMW   |  |  |
| 14       | Litigation  | CLASS ACTION  |  |  |
| 15<br>16 | ALL CONSOLIDATED ACTIONS  | STIPULATION AND [] ORDER EXTENDING APPLE'S TIME TO RESPOND TO FIRST |  |  |
| 17       |   | AMENDED MASTER CONSOLIDATED COMPLAINT                               |  |  |
| 18       |   | The Hon. Ronald M. Whyte  |  |  |
| 19       |   | [N.D. Cal. Civil L.R.6-1]   |  |  |
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|          | STIPULATION AND [] ORDER TO EXTEND TIME TO RES  | SPOND   |  |  |
|          | CASE No. 5:10-cv-02553 RMW<br>sf-3306636  |   |  |  |

| 1  | Plaintiffs Adam Weisblatt, Joe Hanna, David Turk and Colette Osetek ("plaintiffs") and         |  |  |
|----|--|--|--|
| 2  | Defendant Apple Inc. ("Apple"), by and through their respective attorneys, hereby stipulate as |  |  |
| 3  | follows:   |  |  |
| 4  | WHEREAS, on August 8, 2011, Plaintiffs filed their First Amended Master Consolidated           |  |  |
| 5  | Complaint ("FAMCC") in the above-captioned case;   |  |  |
| 6  | WHEREAS, pursuant to the parties' stipulation, Apple's response to the FAMCC would             |  |  |
| 7  | be due August 19, 2013;  |  |  |
| 8  | WHEREAS, plaintiffs and Apple are engaged in productive settlement discussions and             |  |  |
| 9  | have made substantial progress towards resolving this matter;                                  |  |  |
| 10 | WHEREAS, the Court has scheduled a further Case Management Conference in this                  |  |  |
| 11 | matter for August 30, 2013;  |  |  |
| 12 | WHEREAS, plaintiffs and Apple agree to extend Apple's time to respond to the FAMCC             |  |  |
| 13 | to permit additional time for settlement discussions;  |  |  |
| 14 | WHEREAS, the stipulated extension will not alter the date of any event or deadline             |  |  |
| 15 | already fixed by the Court;  |  |  |
| 16 | THEREFORE, plaintiffs and Apple stipulate that Apple's time to respond is extended             |  |  |
| 17 | until September 18, 2013.  |  |  |
| 18 | IT IS SO STIPULATED.   |  |  |
| 19 |  |  |  |
| 20 | Dated: August 15, 2013 MICHAEL W. SOBOL ROGER N. HELLER  |  |  |
| 21 | LIEFF, CABRASER, HEIMANN &<br>BERNSTEIN, LLP   |  |  |
| 22 |  |  |  |
| 23 | By: /s/ Michael W. Sobol   |  |  |
| 24 | MICHAEL W. SOBOL   |  |  |
| 25 | Attorneys for Plaintiffs   |  |  |
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| 20 |  |  |  |

| 1                               |   | PENELOPE A. PREOVOLOS<br>ANDREW D. MUHLBACH         |
|---------------------------------|---|---|
| 2                               |   | STUART C. PLUNKETT<br>MORRISON & FOERSTER LLP       |
| 3                               |   |   |
| 4                               |   | By: /s/ Penelope A. Preovolos                       |
| 5                               |   | PENELOPE A. PREOVOLOS                               |
| 6                               |   | Attorneys for Defendant APPLE INC.                  |
| 7                               |   |   |
| 8                               |   |   |
| 9                               | this Stipulation. I hereby attest that I have on file the concurrences for any signatures indicated |   |
| 10                              |   |   |
| 11                              |   | By: /s/ Penelope A. Preovolos                       |
| 12                              |   | By: /s/ Penelope A. Preovolos Penelope A. Preovolos |
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| 14                              |   |   |
| 15                              |   |   |
| 16                              | PURSUANT TO STIPULATION, IT   | IS SO ORDERED.                                      |
| 17                              | Date:   | Ronald M. Whyte                                     |
| <ul><li>18</li><li>19</li></ul> |   | Hon. Ronald M. Whyte                                |
| 20                              | Ţ   | Jnited States District Judge                        |
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