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 APPLE INC.

8  
 9 UNITED STATES DISTRICT COURT  
 10 SOUTHERN DISTRICT OF CALIFORNIA

11  
 12 AARON FRIEDMAN, on behalf of himself and  
 all others similarly situated,

13 Plaintiff,

14 v.

15 APPLE INC. a California Corporation; AT&T  
 16 MOBILITY, LLC, a Delaware Corporation, and  
 DOES 1 through 10, inclusive,

17 Defendants.  
 18  
 19  
 20

Case No. 3:10-cv-02403-JLS-POR

**JOINT MOTION TO FURTHER  
 EXTEND DEFENDANTS' TIME TO  
 RESPOND TO CLASS ACTION  
 COMPLAINT**

**[LOCAL CIVIL RULE 12.1]**

Judge: Hon. Janis L. Sammartino

Complaint Filed: November 22, 2010

1 Pursuant to Local Rule 12.1, Plaintiff Aaron Freidman (“plaintiff”), Defendants Apple  
2 Inc. (“Apple”) and AT&T Mobility, LLC (“ATTM”) respectfully request that the Court further  
3 extend the deadline by which defendants must respond to plaintiff’s Class Action Complaint  
4 (“Complaint”) until the Court resolves Apple’s pending motion to transfer this action to the  
5 Northern District of California. Defendants’ response is currently due April 1, 2011.

6 Apple filed its motion to transfer on March 4, 2011. (Doc. No. 15.) Pursuant to the  
7 Court’s March 8, 2011 scheduling order, plaintiff’s brief is due on April 8, 2011 and Apple’s  
8 reply is due April 15, 2011. (Doc. No. 18.) A hearing is set on Apple’s motion for May 19,  
9 2011.

10 The parties seek this extension not for delay, but rather to permit the parties to brief and  
11 the Court to decide whether the issues plaintiff raises regarding the Apple iPad arise from the  
12 same circumstances and allegations, and whether they involve common questions of law and fact,  
13 as those raised in three cases that were consolidated and currently pending in the San Jose  
14 Division of the United States District Court for the Northern District of California before the  
15 Honorable Ronald M. Whyte concerning the Apple iPad. The consolidated case is styled as  
16 *Weisblatt et al v. Apple Inc. et al*, Case No. 5:10-cv-02553 RMW (the case number for the first-  
17 filed action). On January 13, 2011, Apple filed an answer in the consolidated case.

18 To allow the parties to complete briefing on Apple’s motion to transfer, and to permit the  
19 Court to determine whether this action should be transferred to the Northern District of  
20 California, the parties respectfully request that defendants’ time to respond to the Complaint be  
21 extended until May 31, 2011.

22 Pursuant to Local Rule 7.2, the parties have separately submitted a Proposed Order  
23 granting the relief requested.

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Dated: March 29, 2011

PENELOPE A. PREVOLOS  
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By: /s/ Penelope A. Prevolos  
PENELOPE A. PREVOLOS

*Attorneys for Defendant*  
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Dated: March 29, 2011

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Dated: March 29, 2011

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I, Penelope A. Prevolos, am the ECF User whose ID and password are being used to file this Stipulation. In compliance with Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual,, I hereby attest that I have on file the concurrences for any signatures indicated by a “conformed” signature (/s/) within this filed document.

By: /s/ Penelope A. Prevolos  
Penelope A. Prevolos