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7 *Attorneys for Defendant*
 APPLE INC.

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

13 DANIEL DONOHUE, individually and on
 behalf of all others similarly situated,

14 Plaintiff,

15 v.

16 APPLE INC.,

17 Defendant.

Case No. 5:11-cv-05337 LHK

CLASS ACTION

**JOINT STIPULATION TO CONTINUE
 CASE MANAGEMENT CONFERENCE;
 [PROPOSED] ORDER**

Judge: Hon. Lucy H. Koh
 Complaint Filed: November 3, 2011
 Trial Date: None Set

1 Plaintiff and defendant Apple Inc. ("Apple"), by and through their respective counsel,
2 hereby stipulate as follows:

3 WHEREAS, a Case Management Conference is scheduled in this matter for January 18,
4 2012;

5 WHEREAS, due to unexpected scheduling issues, the parties were not able to meet and
6 confer, pursuant to Rule 26(f) and Local Rule 16-9, with sufficient time to complete the required
7 joint statement and Rule 26(f) report;

8 WHEREAS, the parties agree that additional time is needed to permit the parties to
9 continue to meet and confer regarding issues pertinent to the joint statement and Rule 26(f)
10 report;

11 NOW THEREFORE, the parties stipulate and respectfully request that the Court issue an
12 Order as follows:

13 The Case Management Conference in this matter, scheduled for January 18, 2012 at 2:00
14 p.m., is continued until February 1, 2012 at 2:00 p.m. The parties' deadline to file their joint
15 statement and Rule 26(f) report is January 25, 2012.

16 IT IS SO STIPULATED

17 Dated: January 11, 2012

18 PENELOPE A. PREVOLOS
19 STUART C. PLUNKETT
20 SUZANNA P. BRICKMAN
21 MORRISON & FOERSTER LLP

22 By:
 /s/ Penelope A. Preovolos
 Penelope A. Preovolos

23 *Attorneys for Defendant*
24 **APPLE INC.**

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Dated: January 11, 2012

KATHRYN DIEMER
DIEMER, WHITMER & CARDOSI LLP

MARK BULGARELLI (*admitted pro hac
vice*)
ALEX STEPICK
FRANK JABLONSKI
PROGRESSIVE LAW GROUP, LLC

By: /s/ Mark Bulgarelli
Mark Bulgarelli

Attorneys for Plaintiff
DANIEL DONOHUE

I, Penelope A. Prevolos, am the ECF User whose ID and password are being used to file this Stipulation. In compliance with General Order 45, section X.B., I hereby attest that I have on file the concurrences for any signatures indicated by a “conformed” signature (/s/) within this efiled document.

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

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: January 12, 2012


Lucy H. Koh
Hon. Lucy H. Koh
United States District Judge