

Copy

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of California

FRANK M. FAZIO, Individually
and on Behalf of All Others Similarly Situated

Plaintiff

v.

APPLE INC., a California corporation

Defendant

CV 12
Civil Action No.

E-filing

1 127

HRL

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Apple Inc.
c/o CT Corporation System
818 W. Seventh Street
Los Angeles, CA 90017

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Shawn A. Williams
ROBBINS GELLER RUDMAN & DOWD LLP
Post Montgomery Center
One Montgomery Street, Suite 1800
San Francisco, CA 94104
Telephone: 415/288-4545

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

HELEN AI MACEN

Signature of Clerk or Deputy Clerk

MAR - 6 2012

Date: _____