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13 Attorneys for Defendant
14 **APPLE INC.**

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 (SAN JOSE DIVISION)

18 DANYELLE COMER, Individually and on
Behalf of All Others Similarly Situated,

19 Plaintiffs,

20 v.

21 APPLE INC., a California corporation and
22 DOES 1-10,

23 Defendants.

CASE NO. CV-12-2457-LHK

CLASS ACTION

**JOINT STIPULATED
REQUEST FOR AN ORDER
CHANGING TIME**

Judge: Hon. Lucy H. Koh

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JOINT STIUPLATED REQUEST FOR ORDER
CHANGING TIME

CASE NO. CV-12-2457-LHK

1 Pursuant to Civil Local Rule 6-2, Danyelle Comer ("Plaintiff") and Apple Inc.
2 ("Defendant" or "Apple"), by and through their respective attorneys, request an Order extending
3 the dates for the briefing of Defendant's Motion to Dismiss, set for hearing on October 11, 2012:

4 WHEREAS,

5 1. Pursuant to Civil Local Rule 6-1, on June 11, 2012 the parties submitted a Joint
6 Stipulation to Extend Defendant's Time to Respond to Complaint (Dkt. # 9);

7 2. Neither party has sought any other extension of time;

8 3. Pursuant to Civil Local Rule 7-3, Plaintiff's time to oppose Defendant's Motion to
9 Dismiss is set as within 14 days after Defendant's Motion to Dismiss is filed;

10 4. Pursuant to Civil Local Rule 7-3, Defendant's time to reply is set as within 7 days
11 after Plaintiff's Opposition is filed;

12 5. The parties have conferred and agreed that Plaintiff's Opposition to Defendant's
13 Motion to Dismiss instead be filed and served on or before August 20, 2012. The parties further
14 agreed that Defendant's Reply be filed and served on or before September 13, 2012;

15 6. The modification requested by the parties would not alter any dates set by the
16 Court as no scheduling order has yet been entered in this matter, and the matter will be fully
17 briefed approximately 28 days in advance of the hearing.

18
19 **NOW THEREFORE IT IS STIPULATED BY AND AMONG THE PARTIES,**
20 **THROUGH THEIR RESPECTIVE COUNSEL THAT**

21 Plaintiff shall file and serve her opposition to Defendant's Motion to Dismiss on or before
22 August 20, 2012 and that Defendant shall file and serve its Reply in Support of Its Motion to
23 Dismiss on or before September 13, 2012.

1 DATED: July 18, 2012

FARUQUI & FARUQUI LLP

2 By: /s/ David E. Bower

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8 Attorneys for Plaintiff

9 DANYELLE COMER

10 DATED: July 18, 2012

FENWICK & WEST LLP

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18 Attorneys for Defendant

19 APPLE INC.

20 **ATTESTATION PURSUANT TO GENERAL ORDER NO. 45**

21 Pursuant to General Order No. 45 of the Northern District of California, prior to filing the
22 above Joint Stipulated Request for an Extension of Time, I sent it to David Bower for his review,
23 and he authorized me to file the Stipulated Request on his behalf.
24

25 DATED: July 18, 2012

FENWICK & WEST LLP

26 By: /s/ Laurence F. Pulgram

27 Laurence F. Pulgram

28 FENWICK & WEST LLP

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Attorneys for Defendant

APPLE INC.

1 Upon consideration of the above stipulation and good cause appearing therefore,

2 **IT IS ORDERED:**

3 As to the Motion to Dismiss, which was filed with this court on July 11, 2012 (Doc. 13):
4 Plaintiff shall file and serve her opposition to Defendant's Motion to Dismiss on or before
5 **August 20, 2012;**

6 Defendant shall file and serve its Reply in Support of Its Motion to Dismiss on or before
7 **September 13, 2012.**

8
9 July 19 _____, 2012



Honorable Lucy H. Koh
United States District Court Judge