

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

**IN RE: APPLE IPHONE 3G AND 3GS  
“MMS” MARKETING AND SALES  
PRACTICES LITIGATION**

**THIS DOCUMENT RELATES TO:**

*Aleman v. Apple Inc. et al.*, No. 10-cv-502  
Case No. 10-11 (S.D. Texas)  
*Baxter v. Apple Inc. et al.*, No. 10-cv-19  
Case No. 2:09-cv-13938 (E.D. Michigan)  
*Carbine v. Apple Inc. et al.*, No. 09-cv-5470  
Case No. 09-5470 (E.D. Louisiana)  
*Franklin v. Apple Inc. et al.*, No. 10-cv-18  
Case No. 09-704 (S.D. Alabama)  
*Friloux v. Apple Inc. et al.*, No. 10-cv-501  
Case No. 09-618 (E.D. Texas)  
*Davis v. Apple Inc. et al.*, No. 10-cv-497  
Case No. 09-1133 (M.D. Alabama)  
*Storner v. Apple Inc. et al.*, No. 09-cv-7609  
Case No. 4:09-cv-1480 (E.D. Missouri)  
*Irving v. Apple Inc. et al.*, No. 09-cv-7608  
Case No. 09-2613 (D. Minnesota)  
*Jackson v. Apple Inc. et al.*, No. 10-cv-500  
Case No. 3:10CV003 (S.D. Mississippi)  
*Meeker v. Apple Inc. et al.*, No. 09-cv-7607  
Case No. 3:09-cv-00607 (S.D. Illinois)  
*Mejia v. Apple Inc. et al.*, No. 10-cv-499  
Case No. 8:09-CV-2582 (M.D. Florida)  
*Monticelli v. Apple Inc. et al.*, No. 10-cv-20  
Case No. 1:09-CIV-9505 (S.D.N.Y.)  
*Novick v. Apple Inc. et al.*, No. 10-cv-498  
Case No. 2:20-CV-2 (M.D. Florida)  
*Padden v. Apple Inc. et al.*, No. 10-cv-821  
Case No. 1:10-128 (E.D. New York)  
*Sullivan v. Apple Inc. et al.*, No. 09-cv-7611  
Case No. 1:09-CV-1993 (N.D. Ohio)  
*Sterker v. Apple Inc. et al.*, No. 09-cv-7604  
Case No. 09-4242 (N.D. California)

**CIVIL ACTION**

**MDL No. 2116**

**SECTION “J”  
JUDGE BARBIER**

**MAGISTRATE JUDGE WILKINSON**

**MOTION TO CONTINUE AND RE-SET BRIEFING SCHEDULE  
ON APPLE INC.'S PRELIMINARY MOTIONS**

NOW INTO COURT, through undersigned counsel, comes defendant, Apple Inc. (“Apple”), who respectfully moves this Court to continue the present schedule for briefing and hearing on Apple’s pending Motions to Dismiss. For the reasons set forth more fully in the attached memorandum in support, Apple asks that the Court put Apple’s Motions to Dismiss on the same amended schedule that plaintiffs have now proposed for the essentially identical motions to dismiss filed by defendant AT&T Mobility LLC (“ATTM”).

WHEREFORE, defendant, Apple Inc., respectfully requests that this Court grant its Motion to Continue and Re-Set Briefing Schedule On Apple’s Preliminary Motions.

Respectfully submitted,

/s/ Quentin F. Urquhart

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing pleading has been electronically filed on September 27, 2010, with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing.

/s/ Quentin F. Urquhart