

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

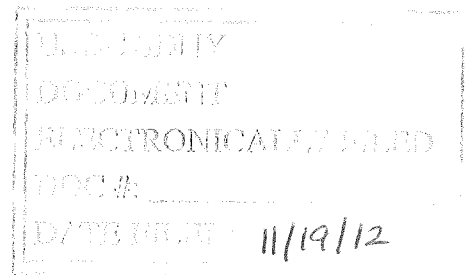
Plaintiff,

v.

APPLE, INC., et al.

Defendants.

Civil Action No. 12-CV-2826



STATE OF TEXAS et al.,

Plaintiffs,

v.

PENGUIN GROUP (USA), INC. et al.,

Defendants.

Civil Action No. 12-CV-3394

JOINT STIPULATION AND [PROPOSED] ORDER REGARDING REVISED SCHEDULE FOR EXPERT DISCOVERY

WHEREAS, the parties in the above-captioned matters have met and conferred and reached a mutually agreeable revised schedule for expert discovery;

WHEREAS, the Court in its October 26, 2012 conference with the parties approved the parties' agreed-upon revised schedule for expert discovery and ordered the parties to submit a joint stipulation and proposed order reflecting that schedule;

WHEREAS, the following does not pertain to experts and expert discovery related to damages in the States' action, or damages, class certification, or liability in the class litigation, a schedule for which (as directed by the Court) will be separately negotiated by defendants and plaintiffs in State of Texas et al., v. Penguin Group (USA) Inc. et al., 12-cv-03394 and In re

Electronic Books Antitrust Litigation, 11-md-02293, as applicable;

NOW, THEREFORE, the parties to this Joint Stipulation and Proposed Order, by and through their undersigned counsel, hereby stipulate:

1. The date for disclosure of expert identities and general subject matters shall be changed from November 16, 2012 to November 30, 2012;
2. The date for service of opening expert reports shall be changed from January 25, 2013 to February 8, 2013;
3. The date for service of rebuttal expert reports shall be changed from February 15, 2013 to March 1, 2013; and
4. The date for the close of expert discovery shall be changed from March 22, 2013 to March 29, 2013.

Dated: November 6, 2012

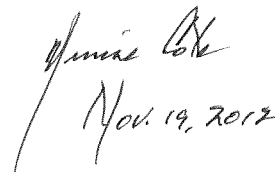
Respectfully submitted,



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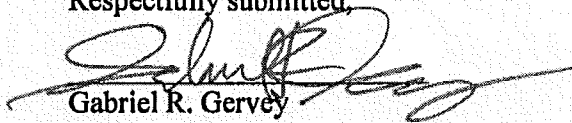
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So ordered.



Nov. 19, 2012

Respectfully submitted,



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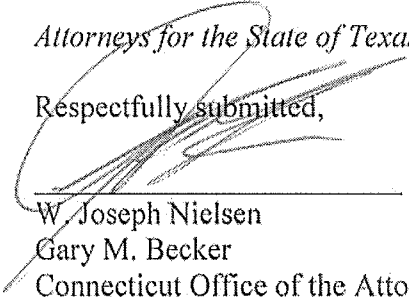
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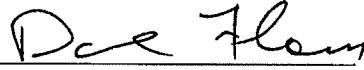
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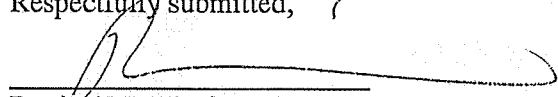


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Joint Stipulation re Expert Report

Respectfully submitted,


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Attorneys for Defendant Penguin Group (USA), Inc.

IT IS SO ORDERED.

Dated: _____

The Honorable Denise L. Cote
United States District Judge