

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

APPLE INC. and NeXT SOFTWARE, INC.
(f/k/a NeXT COMPUTER, INC.),

Plaintiffs and Counterclaim-
Defendants,

v.

Case No. 10-CV-662-BBC

MOTOROLA, INC. and MOTOROLA
MOBILITY, INC.

Defendants and
Counterclaim Plaintiffs.

**MOTION TO WITHDRAWAL AS COUNSEL
AND NOTICE OF WITHDRAWAL AS COUNSEL
BY GODFREY & KAHN, S.C.**

The attorneys of Godfrey & Kahn, S.C., including James D. Peterson and Bryan J. Cahill, move to withdraw as counsel to the plaintiffs, Apple Inc. and NeXT Software, Inc. The grounds for this motion are that a potential conflict of interest has arisen involving Godfrey & Kahn, S.C., and the plaintiffs have engaged new local counsel. Godfrey & Kahn, S.C. is also filing motions to withdraw in Case Nos. 10-CV-661 and 11-CV-178.

On September 19, 2011, Catherine Cetrangolo, of Boardman, Suhr, Curry & Field LLP filed a notice of appearance in this case on behalf of the plaintiffs. (Dkt. No. 160.) The plaintiffs will continue to be represented by counsel from Tensegrity Law Group LLC, Covington & Burling LLP; and Weil, Gotshal & Manges LLP. Because the plaintiffs will continue to be represented by qualified counsel, this motion should cause no prejudice to the defendants.

Accordingly, Godfrey & Kahn, S.C. requests that the Court grant this motion to withdraw as counsel. All counsel are hereby notified that the attorneys and staff of Godfrey & Kahn, S.C. should no longer receive copies of documents filed or served in this matter.

Dated: September 26, 2011

Respectfully Submitted,

/s/ James Donald Peterson

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