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Plaintiff Apple Computer, Inc. ("Apple") and defendant Vivek Sambhara ("Sambhara"), by and through their counsel of record, hereby stipulate as follows:

WHEREAS, Apple and Sambhara have entered into a Settlement Agreement and Release (the "Settlement Agreement"), pursuant to which each has agreed to entry of Judgment in this matter as to Sambhara in the form attached hereto as Exhibit A,

NOW, THEREFORE, Apple and Sambhara hereby stipulate and agree that final judgment be entered in this action as to Sambhara in the form attached hereto as Exhibit A.

SO STIPULATED.

Dated: April 8, 2005

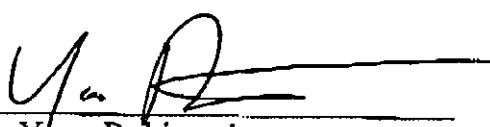
O'MELVENY & MYERS I.L.P.

By:  for
George A. Riley

Attorneys for Plaintiff
APPLE COMPUTER, INC.

Dated: April 12, 2005

SUMMERS RUBINSTEIN P.C.

By: 
Yano Rubinstein

Attorneys for Defendant
VIVEK SAMBHARA