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APR-14-2005 12:14 From:SUMMERS RUBINSTEIN

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STIPULATION

The parties, by and through their undersigned counsel of record, stipulate to continue the initial Case Management Conference, currently scheduled for April 21, 2005, to ~~June 21~~ June 23, 2005, or such other date as may be convenient for the Court. The parties have been engaged in meaningful settlement discussion and the execution of an agreement is imminent.

DATED: April 14, 2005

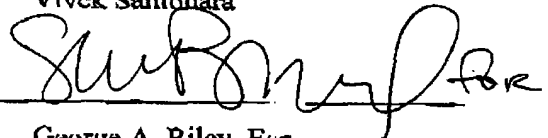
By:



Yan L. Rubinstein, Esq.
Summers Rubinstein
A Professional Law Corporation
Attorney for Defendant,
Vivek Sambhara

DATED: April 14, 2005

By:



George A. Riley, Esq.
O'Melveny & Myers, LLP
Attorney for Plaintiff,
Apple Computer, Inc.

ORDER

PURSUANT TO STIPULATION, IT IS ORDERED THAT:

1. The initial Case Management Conference be continued from April 21, 2005 at 2:30 p.m. in Courtroom 3 to June 23, 2005 at 2:30 p.m. in Courtroom 3.
2. The last day to meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan shall be 21 calendar days prior to the date set above for the initial Case Management Conference.
3. The last day to file a Joint ADR Certification with Stipulation to ADR Process or Notice of Need for ADR Phone Conference shall be 21 calendar days prior to the date set above prior to the initial Case Management Conference.

1 4. The last day to complete initial disclosures or state objection in Rule 26(f) Report,
2 file/serve Case Management Statement and file/serve Rule 26(f) Report, shall be seven (7)
3 calendar days prior to the date set forth above for Case Management Conference.

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5 DATED: April 19 _____, 2005

6 HON. PHYLLIS J. HAMILTON
7 United States District Court
8 Northern District of California

