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24 UNITED STATES DISTRICT COURT
25 NORTHERN DISTRICT OF CALIFORNIA
26 SAN JOSE DIVISION

27 PAUL ORSHAN, DEANNA NESS, KYE
28 WEASNER, and MARGARET HART,
individually, and on behalf of all others
similarly situated,

Plaintiffs,

vs.

APPLE INC.,

Defendant.

Case No: 5:14-CV-05659-EJD

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER CONCERNING
CLASS NOTICE AND CASE SCHEDULE**

**Consol. Second Am. Compl. Filed: June 2,
2023**

1 Under Civil L.R. 7-12 and L.R. 6-1, the parties through undersigned counsel hereby
2 stipulate and respectfully request that the Court approve the notice plan as amended by Apple's
3 recent production of an updated list for class notice. The parties declare in support of this request:

4 WHEREAS, Apple provided original lists for class notice to Plaintiffs on December 13,
5 2024, in accordance with its extended deadline;

6 WHEREAS, the Parties submitted a stipulated notice plan on February 13, 2025;

7 WHEREAS, on February 14, 2025, Apple updated its lists for class notice pursuant to
8 Plaintiffs' discovery requests and the parties' stipulated plan of notice;

9 WHEREAS, on March 31, 2025, the Court held a status conference to discuss the ongoing
10 class notice process;

11 WHEREAS, the Parties have met and conferred on several occasions concerning the method
12 for identifying individuals who will receive class notice;

13 WHEREAS, on August 29, 2025, Apple produced an updated list Apple proposes to use for
14 class notice;

15 WHEREAS, the Parties met and conferred on September 4, 2025, to discuss the methods
16 Apple implemented to generate the list; and

17 WHEREAS, the Parties are now confident that the list will allow for the best notice
18 practicable to the class pursuant to Rule 23.

19 THEREFORE, IT IS STIPULATED AND AGREED, under Civil L.R. 7-12 and 6-1,

- 20 • Apple will provide Analytics Consulting LLC a deanonymized list for class notice purposes
21 by Monday, September 29, 2025.
- 22 • Notice will be disseminated within sixty days after entry of this Order.
- 23 • Class members will be given 45 days to opt out of the Class.
- 24 • Analytics is appointed to supervise and administer the Notice procedure, and will, among
25 other tasks, compile a list of names and email addresses of potential Class members from
26 information provided by Apple within thirty days after entry of this Order; ensure
27 distribution of the Notice via email (and, when necessary, via individually-targeted social
28 media notices); prepare and distribute a press release; create a website posting copies of the

1 Notice and relevant pleadings and orders; and compile any timely requests for exclusion,
2 which Class Counsel will file with the Court after the period for opting out has expired.

- 3 • The case schedule will be amended as follows:
 - 4 ○ Deadline to exchange expert reports: October 15, 2025
 - 5 ○ Deadline to exchange expert rebuttal reports: November 14, 2025
 - 6 ○ Discovery deadline: December 15, 2025
 - 7 ○ Deadline to file dispositive motions and *Daubert* motions: January 27, 2026
 - 8 ○ Deadline to file opposition to dispositive motions¹ and *Daubert* motions: February
 - 9 26, 2026
 - 10 ○ Deadline to file reply to dispositive motions², and *Daubert* motions: March 30, 2026
 - 11 ○ Deadline to file reply by Apple (if applicable due to cross-motions): April 13, 2026

12
13 **IT IS SO STIPULATED.**

14 Dated: September 12, 2025

By: /s/ William H. Anderson

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26 ¹ If both parties file dispositive motions, Apple will file its combined opening motion and opposition
27 to Plaintiffs’ motion on this date, pursuant to the Court’s Standing Order.

28 ² If both parties file dispositive motions, Plaintiffs will file their combined opposition to Apple’s
motion and reply in support of Plaintiffs’ motion on this date, pursuant to the Court’s Standing
Order.

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Counsel for Plaintiffs and the Class

Dated: September 12, 2025

By: /s/ Matthew D. Powers

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Counsel for Defendant Apple Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 15, 2025



HON. EDWARD J. DAVILA
United States District Judge