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15 [additional counsel appears on signature  
16 page]

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

IN RE APPLE INC. SECURITIES  
LITIGATION

This Document Relates to:  
ALL ACTIONS.

Case No. 4:19-cv-02033-YGR

**CLASS ACTION**

**STIPULATION AND [PROPOSED]  
ORDER REGARDING DEADLINE TO  
COMPLY WITH ORDER RE DOCKET  
NOS. 372 AND 374**

Hon. Joseph C. Spero

1 This Stipulation is entered into by and among Lead Plaintiff and Class Representative  
2 Norfolk County Council as Administering Authority of the Norfolk Pension Fund (“Lead  
3 Plaintiff”) and Defendants Apple Inc. (“Apple”), Timothy Cook, and Luca Maestri (collectively  
4 “Defendants” and together with the Lead Plaintiff, the “Parties”), through their respective  
5 attorneys of record.

6 WHEREAS, on August 25, 2023, this Court entered an Order addressing the parties’  
7 disputes relating to Defendants’ withholding of documents on the basis of attorney-client  
8 privilege (the “Order”) [Dkt. No. 403];

9 WHEREAS, the Order set forth a deadline of September 11, 2023 for Apple to re-review  
10 the documents on its privilege log<sup>1</sup> and produce to Lead Plaintiff: (i) any documents it finds to be  
11 non-privileged; (ii) for any documents which Apple continues to withhold, a detailed privilege  
12 log setting forth the grounds for the assertion of privilege; and (iii) supporting declarations of  
13 counsel as required, consistent with the guidance set forth in the Court’s August 3, 2022 Order  
14 and the August 25, 2023 Order;

15 WHEREAS, with respect to 55 documents subject to Lead Plaintiff’s original challenge,  
16 the Order set a September 11, 2023 deadline for Defendants to produce certain documents (or  
17 portions thereof) that the Court reviewed *in camera* and found to be not privileged, to apply that  
18 same analysis to the remaining 55 challenged documents, and to supply to Lead Plaintiff  
19 evidence, including declarations of counsel, to support its continued withholding on the basis of  
20 privilege of any material that the Court found based on the current record to be non-privileged  
21 and has not specifically ordered produced;

22 WHEREAS, in light of the volume of materials being reviewed in connection with the  
23 Order and Defendants’ unavailability due to travel and/or professional commitments the week of  
24 September 11, 2023, Defendants have requested an extension of the deadline set by the Order;

25 WHEREAS, the District Court set a deadline of September 29, 2023 for the exchange of  
26 draft trial exhibit lists, witness lists, and other materials necessary for the District Court’s

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28 <sup>1</sup> Excepted from Apple’s re-review are (i) the 232 documents that were the subject of the Court’s August 3 Order,  
(ii) the documents listed in footnote 2 of the Order, and (iii) documents that fall outside of the time period of  
September 15, 2018 through January 30, 2019.

1 management of the trial scheduled for May 6, 2024;

2 WHEREAS, the parties have met and conferred and agreed to the following extension of  
3 the September 11, 2023 deadline;

4 NOW THEREFORE, it is stipulated and agreed among the undersigned Parties, and  
5 respectfully submitted for the Court's approval as follows:

6 No later than September 11, 2023, Defendants shall produce to Lead Plaintiff all  
7 documents or portions of documents determined to be non-privileged pursuant to the Court's *in*  
8 *camera* review or the application thereof, resolving the parties' dispute as to the previously  
9 challenged 55 documents, as identified in Section III of the Order (*see also* Order at 27);

10 No later than September 21, 2023, Defendants shall complete compliance with all other  
11 requirements of the Order.

12 **IT IS SO STIPULATED.**

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14 Dated: September 8, 2023

ORRICK, HERRINGTON & SUTCLIFFE LLP

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16 */s/ James N. Kramer*

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JAMES N. KRAMER

Attorneys for Defendants

Apple Inc., Timothy Cook, and Luca Maestri

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20 Dated: September 8, 2023

ROBBINS GELLER RUDMAN & DOWD LLP

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22 */s/ Shawn A. Williams*

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SHAWN A. WILLIAMS

Counsel for Lead Plaintiff,

Norfolk County Council as Administering  
Authority of the Norfolk Pension Fund

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**CIVIL L.R. 5-1 ATTESTATION**

Pursuant to Civil L.R. 5-1(i)(3), I, James N. Kramer, am the ECF user whose ID and password are being used to file this Stipulation and [Proposed] Order regarding Deadline to Comply with Order Re Docket Nos. 372 and 374. In compliance with General Order 45, X.B., I hereby attest that Shawn A. Williams has concurred in this filing.

*/s/ James N. Kramer*  
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JAMES N. KRAMER

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**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: September 8, 2023

  
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HONORABLE JOSEPH C. SPERO  
United States Magistrate Judge