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*Attorneys for Plaintiff*  
APPLE INC.

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

16 APPLE INC.,  
17 Plaintiff,  
18 v.  
19 MICHAEL RAMACCIOTTI and JON  
PROSSER,  
20 Defendants.

Case No. 3:25-cv-06043-JD

**JOINT STIPULATION AND  
[PROPOSED] ORDER TO SET ASIDE  
ENTRY OF DEFAULT**

Judge: Hon. James Donato

1 Plaintiff Apple Inc. and Defendant Jon Prosser stipulate as follows:

2 WHEREAS, Apple filed a complaint against Mr. Prosser on July 17, 2025;

3 WHEREAS, the Clerk of Court entered a default against Mr. Prosser on October 17, 2025,  
4 after Mr. Prosser failed to respond to the complaint (Dkt. No. 17);

5 WHEREAS, on January 30, 2026, Apple served Mr. Prosser with subpoenas seeking  
6 documents and a deposition related to Apple’s claims against Mr. Ramacciotti;

7 WHEREAS, Mr. Prosser waived his objections to those subpoenas, has not fully  
8 responded to Apple’s document subpoena, and has not sat for a deposition;

9 WHEREAS, Mr. Prosser had not retained counsel in this matter until just before his  
10 counsel filed a Notice of Appearance on April 14, 2026;

11 WHEREAS, after retaining counsel, Mr. Prosser has agreed to produce discovery  
12 responsive to Apple’s document request subpoena by June 9, 2026, and to sit for a deposition by  
13 June 16, 2026;

14 WHEREAS, Mr. Prosser now seeks to set aside the October 17, 2025 entry of default  
15 (Dkt. No. 17);

16 WHEREAS, in light of Mr. Prosser’s recent retention of counsel and agreement to  
17 immediately produce discovery, Apple believes setting aside the entry of default is the most  
18 efficient way to advance this case without further delay, and Apple does not oppose setting aside  
19 the entry of default;

20 NOW, THEREFORE, Apple and Mr. Prosser stipulate, subject to confirmation of the  
21 Court, that the entry of default against Mr. Prosser is set aside.

22  
23 Dated: June 9, 2026

MORRISON & FOERSTER LLP

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25 By: /s/ Richard S.J. Hung  
Richard S.J. Hung

26 *Attorneys for Plaintiff*  
27 APPLE INC.  
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Dated: June 9, 2026

LAW OFFICES OF J. CURTIS EDMONDSON

By: /s/ J. Curtis Edmondson  
J. Curtis Edmondson

*Attorneys for Defendant*  
JON PROSSER

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**[PROPOSED] ORDER**

The Parties having so stipulated and good cause appearing:

IT IS HEREBY ORDERED that the entry of default against Jon Prosser is set aside. Mr. Prosser shall have ten days after the date of this order to file a responsive pleading to Apple’s complaint. Mr. Prosser shall produce all materials responsive to Apple’s prior discovery requests by June 9, 2026, and shall sit for a deposition by no later than June 16, 2026.

Dated: \_\_\_\_\_, 2026

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HON. JAMES DONATO  
United States District Court Judge

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**ATTESTATION OF E-FILED SIGNATURE**

I, Richard S.J. Hung, am the ECF User whose ID and password are being used to file this Joint Stipulation and [Proposed] Order Setting Aside Default. In compliance with Civil L.R.5-1(i)(3), I hereby attest that J. Curtis Edmondson has concurred in this filing.

/s/ Richard S.J. Hung  
Richard S.J. Hung