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 9 APPLE INC.

10 UNITED STATES DISTRICT COURT  
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION

14 APPLE INC.,

15 Plaintiff,

16 v.

17 PSYSTAR CORPORATION, a Florida  
 18 corporation, and DOES 1-10, inclusive,

Defendants.

19 AND RELATED COUNTERCLAIMS.

Case No. 08-3251 WHA

**DECLARATION OF JACQUES VIDRINE  
 IN SUPPORT OF APPLE INC.'S  
 MOTION TO DISMISS OR ENJOIN  
 PROSECUTION OF THE RECENTLY-  
 FILED FLORIDA ACTION, AND TO RE-  
 OPEN DISCOVERY FOR LIMITED  
 PURPOSES**

Date: September 24, 2009

Time: 8:00a.m.

Courtroom: 9

Trial Date: January 11, 2010

22 **FILED UNDER SEAL**

23 **CONFIDENTIAL – ATTORNEYS' EYES ONLY**