

1 TOWNSEND AND TOWNSEND AND CREW LLP
 2 JAMES G. GILLILAND, JR. (State Bar No. 107988)
 3 MEHRNAZ BOROUMAND SMITH (State Bar No. 197271)
 4 MEGAN M. CHUNG (State Bar No. 232044)
 5 J. JEB B. OBLAK (State Bar No. 241384)
 6 Two Embarcadero Center Eighth Floor
 7 San Francisco, CA 94111
 Telephone: (415) 576-0200
 Facsimile: (415) 576-0300
 Email: jggilliland@townsend.com
 mboroumand@townsend.com
 mmchung@townsend.com
 jboblak@townsend.com

8 Attorneys for Plaintiff and Counterdefendant
 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,
 19 Defendants.
 20 AND RELATED COUNTERCLAIMS.

Case No. 08-3251 WHA
**REPLY DECLARATION OF DR. JOHN
 P. J. KELLY IN SUPPORT OF APPLE
 INC.'S MOTION TO DISMISS OR
 ENJOIN**
 Date: September 24, 2009
 Time: 8:00a.m.
 Courtroom: 9
 Trial Date: January 11, 2010

21
 22 **[SUBMITTED UNDER SEAL]**
 23
 24
 25
 26
 27
 28