

Highly Confidential - Attorneys' Eyes Only

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ORACLE AMERICA, INC.,)
Plaintiff,)
vs.) No. CV 10-03561 WHA
GOOGLE, INC.,)
Defendant.)
-----)

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Videotaped Deposition of DANIEL MORRILL,
taken at 333 Twin Dolphin Drive, Suite
400, Redwood Shores, California, commencing
at 9:43 a.m., Tuesday, July 12, 2011,
before Leslie Rockwood, RPR, CSR No. 3462.

PAGES 1 - 248

1 MS. TERAGUCHI: Yuka Teraguchi of Morrison &
2 Foerster for plaintiff Oracle America.

3 MR. WEINGAERTNER: Scott Weingaertner of
4 King & Spalding for Google.

5 MR. KAMBER: Matthias Kamber of Kecker & Van 09:41:11
6 Nest for Google.

7 MR. HWANG: Renny Hwang of Google.

8 THE VIDEOGRAPHER: Thank you, Counsel.

9 The witness will be sworn in and we may
10 proceed. 09:41:21

11 THE REPORTER: Would you raise your right
12 hand, please, Mr. Morrill.

13 You do solemnly state that the evidence you
14 shall give in this matter shall be the truth, the whole
15 truth and nothing but the truth, so help you God.

16 THE WITNESS: I do.

17 THE REPORTER: Thank you.

18 EXAMINATION

19 BY MR. MUINO:

20 Q. Good morning, Mr. Morrill. 09:41:34

21 A. Good morning.

22 Q. Can you please state your full name for the
23 record.

24 A. My full name is Daniel Lawrence Morrill.

25 Q. And what is your home address? 09:41:43

1 Q. Did you draft that -- this paragraph?

2 A. I believe that this was one of the sections
3 that was present when I began work with this document,
4 but I believe that I substantially revised this section
5 and probably wrote this text in its current form. 15:17:52

6 Q. Okay. What does it mean for a device
7 implementation to support the full Dalvik executable
8 bytecode specification?

9 A. It means it includes a virtual machine that
10 can load and execute Dalvik bytecode as described in the 15:18:08
11 resources ten listed in the text.

12 Q. Does it require that the Dalvik virtual
13 machine be included in the implementation?

14 MR. WEINGAERTNER: Objection to form.

15 THE WITNESS: It does not require that. 15:18:25

16 Q. BY MR. MUINO: Are you aware of any
17 Android-compatible devices that do not include the Dalvik
18 virtual machine?

19 MR. WEINGAERTNER: Objection to form.

20 THE WITNESS: I'm not by name. However, I am 15:18:41
21 aware that there is a software company which makes a --
22 makes and markets a version or alternate implementation
23 of the Dalvik virtual machine known, I believe, as Dalvik
24 Turbo, is their brand name for it, and I believe that
25 company's name is Myriad. 15:19:02

1 STATE OF CALIFORNIA) ss:

2 COUNTY OF MARIN)

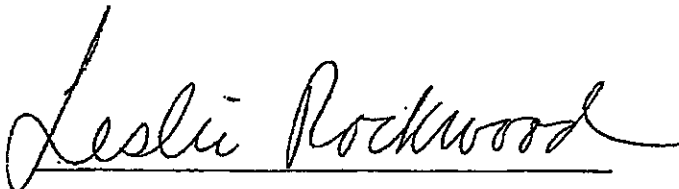
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4 I, LESLIE ROCKWOOD, CSR No. 3462, do hereby
5 certify:

6 That the foregoing deposition testimony was
7 taken before me at the time and place therein set forth
8 and at which time the witness was administered the oath;

9 That testimony of the witness and all
10 objections made by counsel at the time of the examination
11 were recorded stenographically by me, and were thereafter
12 transcribed under my direction and supervision, and that
13 the foregoing pages contain a full, true and accurate
14 record of all proceedings and testimony to the best of my
15 skill and ability.

16 I further certify that I am neither counsel
17 for any party to said action, nor am I related to any
18 party to said action, nor am I in any way interested in
19 the outcome thereof.

20 IN WITNESS WHEREOF, I have subscribed my name
21 this 15th day of July, 2011.

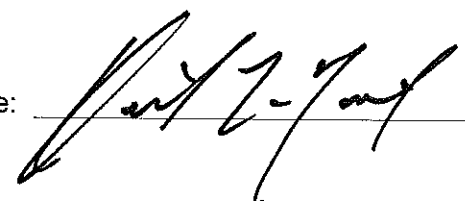
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25 LESLIE ROCKWOOD, CSR. NO. 3462

ERRATA SHEET
Daniel Morrill
Deposition date: July 12, 2011

I, DANIEL MORRILL, hereby certify that I have carefully read the foregoing transcript, and that the same is a true and correct transcription of my deposition, except:

Page	Line	Change	Reason
41	1	"MI Touch 3g" should be "MyTouch 3G"	Incorrect Transcription
51	1	"Doug, Jeet" should be "Debajit"	Misheard/Incorrect Transcription
57	7	"shifts" should be "ships"	Misheard
59	19	"PBP" should be "PDP"	Misheard
136	4	"perspective" should be "prospective"	Misheard/Incorrect Transcription
155	13	"Chronos" should be "Khronos"	Incorrect Transcription
226	22	"real stuff" should be "RIL stuff"	Misheard/Incorrect Transcription

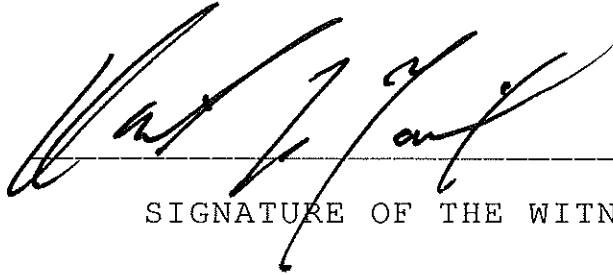
Witness Signature: 

Date: *15 August, 2011*

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I declare under the penalty of perjury
under the laws of the State of California that the
foregoing is true and correct.

Executed on 15 August, 2011, 2011,
at Mountain View, California.



SIGNATURE OF THE WITNESS