

1 DLA PIPER LLP (US)
 2 MARK FOWLER (Bar No. 124235)
 3 mark.fowler@dlapiper.com
 4 CLAYTON THOMPSON (Bar No. 291331)
 5 clayton.thompson@dlapiper.com
 6 YAKOV M. ZOLOTOREV (Bar No. 224260)
 7 jake.zolotorev@dlapiper.com
 8 SUMMER TORREZ (Bar No. 264858)
 9 summer.torrez@dlapiper.com
 10 JONATHAN HICKS (Bar No. 274634)
 11 jonathan.hicks@dlapiper.com
 12 2000 University Avenue
 13 East Palo Alto, CA 94303-2214
 14 Tel: 650.833.2000

15 JACOB D. ANDERSON (Bar No. 265768)
 16 jacob.anderson@dlapiper.com
 17 DLA PIPER LLP (US)
 18 401 B Street, Suite 1700
 19 San Diego, CA 92101-4297
 20 Tel: 619.699.2700
 21 Fax: 619.699.2701

22 FEINBERG DAY ALBERTI LIM & BELLOLI LLP
 23 DAVID ALBERTI (SBN 220625)
 24 dalberti@feinday.com
 25 MARC BELLOLI (SBN 244290)
 26 mbelloli@feinday.com
 27 JEREMIAH ARMSTRONG (SBN 253705)
 28 jarmstrong@feinday.com
 1600 El Camino Real, Suite 280
 Menlo Park, CA 94025
 Tel: 650.618.4360

Attorneys for Defendant
 Apple Inc.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DSS TECHNOLOGY MANAGEMENT,
 INC.,

Plaintiff,

v.

APPLE INC.

Defendant.

CASE NO. 14-cv-05330 HSG

**APPLE INC.'S MOTION FOR ORDER AND
 ORDER PERMITTING WITHDRAWAL
 AND SUBSTITUTION OF COUNSEL**

1 Pursuant to Civil L.R. 5-1(c)(2)(E), 7-11 and 11-5, defendant Apple Inc. (“Apple”) hereby
2 moves the Court for an order permitting the withdrawal of its counsel of record, Margaret
3 Elizabeth Day, David L. Alberti, Ian N. Feinberg, Jeremiah Aaron Armstrong and Marc
4 Christopher Belloli of Feinberg Day Alberti Lim & Belloli LLP, and the appearance of substitute
5 counsel, Mark Fowler, Clayton Thompson, Yakov M. Zolotorev, Summer Torrez, Jacob
6 Anderson and Jonathan Hicks of DLA Piper LLP (US), on its behalf in this action. Apple
7 respectfully submits that such substitution of counsel is in the interests of justice, and this motion
8 is not being made for purposes of delay or any other improper purpose.

9 Apple, Feinberg Day Alberti Lim & Belloli LLP and DLA Piper LLP (US) consent to
10 such withdrawal and substitution of counsel. Further, on November 8, 2018, counsel for plaintiff
11 DSS Technology Management, Inc., Brian Carpenter of Buether Joe & Carpenter, LLC, was
12 informed of the proposed substitution and confirmed on November 9, that plaintiff does not
13 oppose this motion.

14 Accordingly, Apple respectfully requests that the Court enter an order permitting
15 withdrawal and substitution of counsel for Apple; that all necessary changes be made to the
16 Court’s records and ECF system for this case by removing Margaret Elizabeth Day, David L.
17 Alberti, Ian N. Feinberg, Jeremiah Aaron Armstrong and Marc Christopher Belloli of Feinberg
18 Day Alberti Lim & Belloli LLP as counsel of record and substituting in their place Mark Fowler,
19 Clayton Thompson, Yakov M. Zolotorev, Summer Torrez and Jonathan Hicks of DLA Piper LLP
20 (US); and that all future communications regarding this case be directed to the following:

21 DLA PIPER LLP (US)
22 MARK FOWLER (Bar No. 124235)
23 mark.fowler@dlapiper.com
24 CLAYTON THOMPSON (Bar No. 291331)
25 clayton.thompson@dlapiper.com
26 YAKOV M. ZOLOTOREV (Bar No. 224260)
27 jake.zolotorev@dlapiper.com
28 SUMMER TORREZ (Bar No. 264858)
summer.torrez@dlapiper.com
JONATHAN HICKS (Bar No. 274634)
jonathan.hicks@dlapiper.com
2000 University Avenue

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

East Palo Alto, CA 94303-2214
Tel: 650.833.2000

JACOB D. ANDERSON (Bar No. 265768)
jacob.anderson@dlapiper.com
401 B Street, Suite 1700
San Diego, CA 92101-4297
Tel: 619.699.2700

Respectfully submitted,

Dated: November 13, 2018

DLA PIPER LLP (US)

By: /s/ Clayton Thompson
CLAYTON THOMPSON

Dated: November 13, 2018

FEINBERG DAY ALBERTI LIM & BELLOLI
LLP

By: /s/ David Alberti
DAVID ALBERTI

Attorneys for Defendant
APPLE INC.

Dated: November 13, 2018

APPLE INC.

By: /s/ Kim Moore
KIM MOORE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ECF CERTIFICATION

I, David Alberti, am the ECF user whose ID and password are being used to file this document. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Clayton Thompson and Kim Moore have given their concurrence in the filing of this document.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: November 13, 2018

By: /s/ David Alberti
DAVID ALBERTI

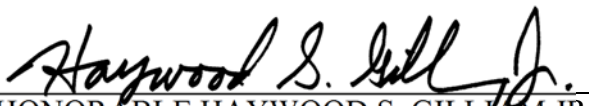
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

Having reviewed and considered defendant Apple Inc.'s Motion for Order Permitting Withdrawal and Substitution of Counsel, and good cause appearing, the Court hereby orders that Margaret Elizabeth Day, David L. Alberti, Ian N. Feinberg, Jeremiah Aaron Armstrong and Marc Christopher Belloli of Feinberg Day Alberti Lim & Belloli LLP be permitted to withdraw as counsel of record, and Mark Fowler, Clayton Thompson, Yakov M. Zolotarev, Summer Torrez, Jacob Anderson and Jonathan Hicks of DLA Piper LLP (US) be permitted to appear as substitute counsel of record for Apple Inc. The Court's records and ECF system shall be updated to reflect these changes.

IT IS SO ORDERED.

Dated: November 14, 2018


HONORABLE HAYWOOD S. GILLIAM JR.
UNITED STATES DISTRICT JUDGE