

1 ROBBINS GELLER RUDMAN
 & DOWD LLP
 2 JOHN J. STOIA, JR. (141757)
 BONNY E. SWEENEY (176174)
 3 THOMAS R. MERRICK (177987)
 ALEXANDRA S. BERNAY (211068)
 4 CARMEN A. MEDICI (248417)
 655 West Broadway, Suite 1900
 5 San Diego, CA 92101
 Telephone: 619/231-1058
 6 619/231-7423 (fax)
 johns@rgrdlaw.com
 7 bonnys@rgrdlaw.com
 tmerrick@rgrdlaw.com
 8 xanb@rgrdlaw.com
 cmedici@rgrdlaw.com

9 THE KATRIEL LAW FIRM
 10 ROY A. KATRIEL (*pro hac vice*)
 1101 30th Street, N.W., Suite 500
 11 Washington, DC 20007
 Telephone: 202/625-4342
 12 202/330-5593 (fax)
 rak@katriellaw.com

13 Co-Lead Counsel for Plaintiffs

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN JOSE DIVISION

17 THE APPLE IPOD ITUNES ANTI-TRUST)	Lead Case No. C-05-00037-JW(HRL)
18 LITIGATION)	
)	<u>CLASS ACTION</u>
19 This Document Relates To:)	DECLARATION OF ALEXANDRA S.
20 ALL ACTIONS.)	BERNAY IN SUPPORT OF PLAINTIFFS'
)	SUBMISSION OF SUPPLEMENTAL
)	EVIDENCE FROM THE DEPOSITION OF
)	STEVE JOBS IN SUPPORT OF
)	PLAINTIFFS' OPPOSITION TO
)	SUMMARY JUDGMENT

JUDGE: Hon. James Ware
 DATE: April 18, 2011
 TIME: 9:00 a.m.
 CTRM: 8, 4th Floor

26 [EXHIBITS 1-2 AND 4-5 REDACTED]

1 I, ALEXANDRA S. BERNAY, hereby declare as follows:

2 1. I am an attorney duly licensed to practice before all of the courts of the State of
3 California. I am an associate at the law firm Robbins Geller Rudman & Dowd LLP, Co-Lead Class
4 Counsel of record for Plaintiffs Melanie Tucker, Mariana Rosen and Somtai Troy Charoensak
5 (collectively, "Plaintiffs") in this action. I have personal knowledge of the matters stated herein,
6 and, if called upon, I could and would competently testify thereto.

7 2. I submit this declaration in support of Plaintiffs' Submission of Supplemental
8 Evidence From the Deposition of Steve Jobs in Support of Plaintiffs' Opposition to Summary
9 Judgment.

10 3. Attached hereto are true and correct copies of the following exhibits:

11 Exhibit 1: Jobs Deposition Exhibit 10, Apple-produced document
12 Apple_AIIA00920838-43 **[filed under seal]**;

13 Exhibit 2: Relevant excerpts from the deposition transcript of Steve Jobs, taken April
14 12, 2011 **[filed under seal]**;

15 Exhibit 3: Jobs Deposition Exhibit 7, CNET news article, dated July 26,2004;

16 Exhibit 4: Jobs Deposition Exhibit 5, Apple-produced document
17 Apple_AIIA01384975-76 **[filed under seal]**; and

18 Exhibit 5: Jobs Deposition Exhibit 14, Apple-produced document
19 Apple_AIIA00329373 **[filed under seal]**.

20 I declare under penalty of perjury under the laws of the United States of America that the
21 foregoing is true and correct. Executed this 15th day of April, 2011, at San Diego, California.

22 s/ Alexandra S. Bernay
23 ALEXANDRA S. BERNAY
24
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Mailing Information for a Case 5:05-cv-00037-JW

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Francis Joseph Balint , Jr**
fbalint@bffb.com
- **Alexandra Senya Bernay**
xanb@rgrdlaw.com
- **Michael D Braun**
service@braunlawgroup.com
- **Michael D. Braun**
service@braunlawgroup.com,clc@braunlawgroup.com
- **Todd David Carpenter**
tcarpenter@bffb.com,pjohnson@bffb.com,rcreech@bffb.com
- **Andrew S. Friedman**
khonecker@bffb.com,rcreech@bffb.com,afriedman@bffb.com
- **Alreen Haeggquist**
alreenh@zhlaw.com,judyj@zhlaw.com
- **Roy Arie Katriel**
rak@katriellaw.com,rk618@aol.com
- **Thomas J. Kennedy**
tkennedy@murrayfrank.com
- **David Craig Kiernan**
dkiernan@jonesday.com,lwong@jonesday.com
- **Carmen Anthony Medici**
cmedici@rgrdlaw.com,slandry@rgrdlaw.com
- **Thomas Robert Merrick**
tmerrick@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Caroline Nason Mitchell**
cnmitchell@jonesday.com,mlandsborough@jonesday.com,ewallace@jonesday.com

- **Robert Allan Mittelstaedt**
ramittelstaedt@jonesday.com,mlandsborough@jonesday.com
- **Brian P Murray**
bmurray@murrayfrank.com
- **George A. Riley**
griley@omm.com,lperez@omm.com,cchiu@omm.com
- **Elaine A. Ryan**
eryan@bffb.com,pjohnson@bffb.com
- **Jacqueline Sailer**
jsailer@murrayfrank.com
- **Michael Tedder Scott**
michaelscott@jonesday.com,amhoward@jonesday.com
- **Craig Ellsworth Stewart**
cestewart@jonesday.com,mlandsborough@jonesday.com
- **John J. Stoia , Jr**
jstoia@rgrdlaw.com
- **Bonny E. Sweeney**
bonnys@rgrdlaw.com,christinas@rgrdlaw.com,E_file_sd@rgrdlaw.com
- **Helen I. Zeldes**
helenz@zhlaw.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)