

EXHIBIT F

TO THE DECLARATION OF COLIN B. VANDELL IN SUPPORT OF NON-PARTY STEVE
JOBS'S OBJECTION TO ORDER DENYING MR. JOBS'S MOTION FOR PROTECTIVE
ORDER TO QUASH "APEX" DEPOSITION SUBPOENA

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

TO ALL DEFENDANTS AND THEIR COUNSEL OF RECORD:

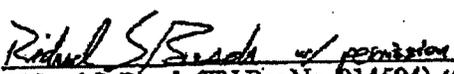
PLEASE TAKE NOTICE that pursuant to Rules 26 and 30 of the Federal Rules of Civil Procedure, Plaintiffs F.B.T. Productions, LLC, and Em2M, LLC will take the deposition upon oral examination of Steve Jobs.

The deposition will take place on March 27, 2008, at 9:00 am P.S.T. at the offices of Latham & Watkins, LLP, 140 Scott Drive, Menlo Park, CA 94025, and continue from day to day, Sundays and holidays excluded, until completed, before a notary public or other officer authorized to administer oaths. Pursuant to Rule 30(b)(2), the deposition shall be recorded by videographic and stenographic means.

DATED: March 3, 2008

Respectfully submitted,

KING & BALLOW


Richard S. Busch (TN Bar No. 014594) ~~et al~~
Paul H. Duvall (State Bar No. 73699)
- and -
Mark Block (State Bar No. 115457)
Christensen, Miller, Fink, Jacobs, Glaser

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

I, Sherie Johnson, declare:

I am employed in the County of San Diego, State of California. I am over the age of eighteen years, and not a party to the within action. My business address is 9404 Genesee Avenue; Suite 340; La Jolla, CA 92037. On March 3, 2008, I instructed First Legal Support Services to personally serve a true copy of the attached documents entitled **NOTICE OF DEPOSITION OF STEVE JOBS and SUBPOENA IN A CIVIL CASE TO STEVE JOBS** upon:

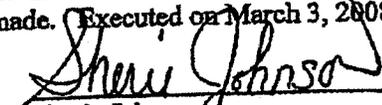
Glenn D. Pomerantz, Esq. Kelly M. Klaus, Esq. Kimberly D. Encinas, Esq. MUNGER, TOLLES & OLSON LLP 355 South Grand Avenue, 35 th Floor Los Angeles, CA 90071-1560 Attorneys for Defendants	Daniel S. Schechter, Esq. Colin B. Vandell, Esq. LATHAM & WATKINS 633 West Fifth Street, Suite 4000 Los Angeles, CA 90071-2007 On behalf of Steve Jobs
---	---

I also instructed First Legal Support Services to prepare a Proof of Personal Service.

I also served a true copy of the attached documents entitled **NOTICE OF DEPOSITION OF STEVE JOBS and SUBPOENA IN A CIVIL CASE TO STEVE JOBS** by placing same in an addressed sealed envelope clearly labeled to identify the persons being served at the address shown below and placed said envelope for collection with the United States Postal Service located at 9404 Genesee Avenue; La Jolla, California 92037, on March 3, 2008, following ordinary business practices:

Glenn D. Pomerantz, Esq. Kelly M. Klaus, Esq. Kimberly D. Encinas, Esq. MUNGER, TOLLES & OLSON LLP 355 South Grand Avenue Thirty-Fifth Floor Los Angeles, CA 90071-1560 Attorneys for Defendants	Daniel S. Schechter, Esq. Colin B. Vandell, Esq. LATHAM & WATKINS 633 West Fifth Street, Suite 4000 Los Angeles, CA 90071-2007 On behalf of Steve Jobs
---	---

I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made. Executed on March 3, 2008, at La Jolla, California.



Sherie Johnson

King &
Ballow

PROOF OF SERVICE

CASE # CV 07-03314 PSG (MANX)

Issued by the
United States District Court
Northern District of California

F.B.T. Productions, LLC, et al

v.

Aftermath Records, et al

SUBPOENA IN A CIVIL CASE
Case No. CV 07-3314 PSG (MANx)
Central District of California

TO: Steve Jobs, CEO Apple, Inc.
c/o Daniel S. Schacter, Esq.
Colin B. Vandell, Esq.
Latham & Watkins, LLP
644 West Fifth Street
Suite 4000
Los Angeles, CA 90071-2007

YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY _____ COURTROOM _____
DATE AND TIME _____

YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

Latham & Watkins, LLP
140 Scott Drive
Menlo Park CA 94025

March 27, 2008
9:00 AM P.S.T.

PLACE OF DEPOSITION _____ DATE AND TIME _____
 YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE _____ DATE AND TIME _____
 YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES _____ DATE AND TIME _____

ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT) _____ DATE _____

Richard S. Bunch by *ARL* _____
ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard S. Bunch, Esq.
King & Ballow
318 Union Street
1100 Union Street Plaza
Nashville, TN 37201
(615) 258-3458

PROOF OF SERVICE

DATE	PLACE
SERVED	
SERVED ON (PRINT NAME)	MANNER OF SERVICE
SERVED BY (PRINT NAME)	TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____ DATE _____ SIGNATURE OF SERVER _____

ADDRESS OF SERVER _____

Rule 45, Federal Rules of Civil Procedure, Part C&D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENA.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the objection and copying contemplated.

(3)(A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

- (i) fails to allow reasonable time for compliance;
- (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c)(3)(B)(ii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the case in which the trial is held, or
- (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or
- (iv) subjects a person to undue burden.

(B) If a subpoena

- (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
- (ii) requires disclosure of an unpatented expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or
- (iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assesses the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation material, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

CERTIFICATE OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

I, Sherie Johnson, declare:

I am employed in the County of San Diego, State of California. I am over the age of eighteen years, and not a party to the within action. My business address is 9404 Genesee Avenue; Suite 340; La Jolla, CA 92037. On March 3, 2008, I instructed First Legal Support Services to personally serve a true copy of the attached documents entitled **NOTICE OF DEPOSITION OF STEVE JOBS and SUBPOENA IN A CIVIL CASE TO STEVE JOBS** upon:

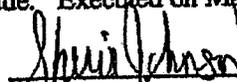
Glenn D. Pomerantz, Esq. Kelly M. Klaus, Esq. Kimberly D. Encinas, Esq. MUNGER, TOLLES & OLSON LLP 355 South Grand Avenue, 35 th Floor Los Angeles, CA 90071-1560 Attorneys for Defendants	Daniel S. Schechter, Esq. Colin B. Vandell, Esq. LATHAM & WATKINS 633 West Fifth Street, Suite 4000 Los Angeles, CA 90071-2007 On behalf of Steve Jobs
---	---

I also instructed First Legal Support Services to prepare a Proof of Personal Service.

I also served a true copy of the attached documents entitled **NOTICE OF DEPOSITION OF STEVE JOBS and SUBPOENA IN A CIVIL CASE TO STEVE JOBS** by placing same in an addressed sealed envelope clearly labeled to identify the persons being served at the address shown below and placed said envelope for collection with the United States Postal Service located at 9404 Genesee Avenue; La Jolla, California 92037, on March 3, 2008, following ordinary business practices:

Glenn D. Pomerantz, Esq. Kelly M. Klaus, Esq. Kimberly D. Encinas, Esq. MUNGER, TOLLES & OLSON LLP 355 South Grand Avenue Thirty-Fifth Floor Los Angeles, CA 90071-1560 Attorneys for Defendants	Daniel S. Schechter, Esq. Colin B. Vandell, Esq. LATHAM & WATKINS 633 West Fifth Street, Suite 4000 Los Angeles, CA 90071-2007 On behalf of Steve Jobs
---	---

I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made. Executed on March 3, 2008, at La Jolla, California.



-Sherie Johnson

King &
Ballow