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 11 ELAN MICROELECTRONICS  
 CORPORATION

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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

ELAN MICROELECTRONICS  
 CORPORATION,  
 Plaintiff and Counterdefendant,  
 v.  
 APPLE, INC.,  
 Defendant and Counterplaintiff.

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AND RELATED COUNTERCLAIMS

Case No. 09-cv-01531 RS (PSG)  
**DECLARATION OF JANE H. BU IN  
 SUPPORT OF ELAN  
 MICROELECTRONICS  
 CORPORATION'S OPPOSITION TO  
 APPLE, INC.'S MOTION TO COMPEL  
 ELAN WITNESS DEPOSITIONS IN THE  
 NORTHERN DISTRICT OF  
 CALIFORNIA**

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I, Jane H. Bu, declare as follows:

1. I am an attorney with the law firm of Alston & Bird LLP, counsel to Plaintiff Elan Microelectronics Corporation (“Elan”) in this action. I have personal knowledge of the following facts and, if called to testify, I could and would testify competently to the matters stated herein.

2. On May 23, 2011, Apple issued nine individual deposition notices to Elan’s employees in Taiwan for the NDCA case.

3. On May 27, 2011, Apple issued its first 30(b)(6) Deposition Notice to Elan in the NDCA case.

4. On June 9, 2011, after Elan had a chance to investigate and search for the most suitable 30(b)(6) designees, Elan served its responses and objections to the 30(b)(6) deposition notice to Apple. Attached as Exhibit 1 is a true and correct copy of the June 9, 2011 Responses and Objections to Apple’s 30(b)(6) Deposition Notice.

5. Attached as Exhibits 2 and 3 are true and correct copies of the First and Second Set of 30(b)(6) Deposition Notices issued by Apple in the parallel ITC Case.

6. Attached as Exhibit 4 is a true and correct copy of Elan’s Fourth Supplemental Response to Apple’s Interrogatories 5, 7, and 11 dated June 23, 2011.

7. Attached as Exhibit 5 is a true and correct copy of *Apeldyn Corp. v Au Optronics Corp*, Civil Action No. 08-568-SLR, Dtk 380, December 13, 2010 Order Denying Motion to Compel Deposition in U.S.

I swear under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 1<sup>st</sup> day of July, 2011 at Menlo Park, California.

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*/s/ Jane H. Bu*  
Jane H Bu

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