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 11 ELAN MICROELECTRONICS
 CORPORATION

12
 13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION
 16

17 ELAN MICROELECTRONICS
 CORPORATION,
 18
 19 Plaintiff and Counterdefendant,
 20 v.
 21 APPLE, INC.,
 22 Defendant and Counterplaintiff.

Case No. 09-cv-01531 RS (PSG)
**DECLARATION OF PALANI P.
 RATHINASAMY IN SUPPORT OF
 PLAINTIFF ELAN
 MICROELECTRONICS
 CORPORATION'S REPLY TO APPLE,
 INC.'S OPPOSITION TO ELAN'S
 MOTION FOR PARTIAL SUMMARY
 JUDGMENT OF INFRINGEMENT**

23
 24 AND RELATED COUNTERCLAIMS
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Date: July 14, 2011
 Time: 1:30 p.m.
 Courtroom 3
 Hon. Richard Seeborg

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I, Palani P. Rathinasamy, declare as follows:

1. I am an associate 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. Attached as Exhibit A is a true and correct copy of an internal Apple electronic mail between Apple’s Ashley Mahler and Stephanie Cinereski dated April 23, 2004 bearing the production number APEL0707392 (**filed under seal**).

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

Executed on July 5, 2011 at Menlo Park, California.

/s/ Palani P. Rathinasamy
Palani P. Rathinasamy

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FILER'S ATTESTATION

Pursuant to General Order No. 45, Section X (B) regarding signatures, I, Jennifer Liu, attest that concurrence in the filing of this document has been obtained.

/s/ Jennifer Liu
Jennifer Liu

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