

EXHIBIT G

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Plaintiff Apple Inc.

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

17 ELAN MICROELECTRONICS
18 CORPORATION,
19 Plaintiff and Counterclaim
20 Defendant,
21 v.
22 APPLE INC.,
23 Defendant and Counterclaim
24 Plaintiff.

Case No. C-09-01531 RS (PVT)

APPLE INC.'S OBJECTIONS AND
RESPONSES TO ELAN
MICROELECTRONICS
CORPORATION'S FOURTH SET OF
REQUESTS FOR PRODUCTION OF
DOCUMENTS AND THINGS TO
DEFENDANT APPLE INC.
[NOS. 100-107]

Hon. Richard Seeborg

Demand for Jury Trial

26 **CONTAINS CONFIDENTIAL – ATTORNEYS' EYES ONLY INFORMATION**

27 **(APPLE CODENAMES ON PAGES 6, 7, AND 8)**

1 because the phrase “relates to the subject matter, embodiments of and/or limitations of any claims
2 of the Elan Patents” is vague and ambiguous. In addition, Apple understands the term “the Multi-
3 Touch technology” to refer to Apple’s Multi-Touch™ branded products.

4 18. Apple objects to the definition of the term “App(s)” as overly broad,
5 unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence,
6 vague, and ambiguous.

7 19. Apple objects to the definition of the term “related fields” as vague and
8 ambiguous.

9 20. Apple objects to Elan’s instruction that, for each document or group of
10 documents produced, Apple indicate the number of each and every request to which it is
11 responsive as overbroad and unduly burdensome because it imposes obligations beyond those
12 imposed by the Federal Rules of Civil Procedure.

13 21. Apple objects to Elan’s instruction that all documents be produced with
14 their original file folders, file jackets, envelopes or covers, or an accurate reproduction thereof as
15 unduly burdensome to the extent it purports to require Apple to provide information beyond that
16 required by the Federal Rules of Civil Procedure. Apple will produce documents in the manner in
17 which they are kept in the usual course of business, as required by Rule 34 of the Federal Rules of
18 Civil Procedure and as reasonable under the circumstances.

19 22. Apple objects to the requested production date and location as
20 unreasonably burdensome. Apple will produce documents at a reasonable time in a reasonable
21 manner.

22 **REQUESTS FOR PRODUCTION**

23 **REQUEST FOR PRODUCTION NO. 100:**

24 All documents Apple has or intends to rely upon for any claim or defense in this
25 matter, including but not limited to all documents considered by any expert witness retained by
26 Apple or which Apple intends to introduce into evidence.
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1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 100:**

2 In addition to its General Objections, Apple objects to this Request to the extent it
3 calls for information protected by the attorney-client privilege, work product doctrine or any other
4 applicable privilege or immunity. Apple objects to this Request as premature to the extent it
5 conflicts with the schedule for expert witness reports and/or the exchange of exhibit lists under
6 the pretrial order. Apple further objects to this Request insofar as it is not currently aware of all
7 documents it intends to rely upon for all claims and defenses in this matter because fact discovery
8 is ongoing and Elan may rely upon unanticipated arguments or evidence. Apple objects to this
9 Request to the extent it seeks publicly available documents or information equally accessible to
10 Elan.

11 Subject to and without waiving its objections and following a reasonable search,
12 Apple will produce relevant, non-privileged documents responsive to the above Request to the
13 extent such documents exist in its possession, custody, or control and have not already been
14 produced.

15 **REQUEST FOR PRODUCTION NO. 101:**

16 All documents and things relating to the tools described in APEL0497107,
17 including data or screenshots obtained from the tools.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 101:**

19 In addition to its General Objections, Apple objects to this Request to the extent it
20 calls for information protected by the attorney-client privilege, work product doctrine or any other
21 applicable privilege or immunity. Apple further objects to this Request as vague, ambiguous, and
22 overbroad, including without limitation, with respect to the terms “relating to the tools described
23 in APEL0497107.” Apple objects to this Request as overbroad, unduly burdensome and not
24 reasonably calculated to lead to the discovery of admissible evidence, including without
25 limitation, to the extent it seeks information available to Elan through other sources, including
26 through the inspection or testing of the accused products and/or testing tools made available by
27 Apple, and to the extent it seeks documents and things not related to the accused functionalities of
28 the accused products.

1 **REQUEST FOR PRODUCTION NO. 102:**

2 All documents and things generated through the use of Apple's [REDACTED]
3 [REDACTED], including but not limited to data files and screenshots.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 102:**

5 In addition to its General Objections, Apple objects to this Request to the extent it
6 calls for information protected by the attorney-client privilege, work product doctrine or any other
7 applicable privilege or immunity. Apple further objects to this Request as vague, ambiguous, and
8 overbroad, including without limitation, with respect to the terms "documents and things
9 generated through the use of Apple's [REDACTED]." Apple objects to this Request as
10 overbroad, unduly burdensome and not reasonably calculated to lead to the discovery of
11 admissible evidence, including without limitation, to the extent it seeks information available to
12 Elan through other sources, including through the inspection or testing of the accused products
13 and/or [REDACTED] made available by Apple, and to the extent it seeks documents and
14 things not related to the accused functionalities of the accused products.

15 **REQUEST FOR PRODUCTION NO. 103:**

16 All documents and things related to or generated by Apple's [REDACTED],
17 including screenshots.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 103:**

19 In addition to its General Objections, Apple objects to this Request to the extent it
20 calls for information protected by the attorney-client privilege, work product doctrine or any other
21 applicable privilege or immunity. Apple further objects to this Request as vague, ambiguous, and
22 overbroad, including without limitation, with respect to the terms "documents and things related
23 to or generated by Apple's [REDACTED], including screenshots." Apple objects to this Request
24 as overbroad, unduly burdensome and not reasonably calculated to lead to the discovery of
25 admissible evidence, including without limitation, to the extent it seeks information available to
26 Elan through other sources, including through the inspection or testing of the accused products
27 and/or testing tool made available by Apple, and to the extent it seeks documents and things not
28 related to the accused functionalities of the accused products.

1 **REQUEST FOR PRODUCTION NO. 104:**

2 All documents and things generated by the [REDACTED] or [REDACTED] algorithms, e.g.
3 APEL0497107, APEL0500763, APEL0500875, APEL0501220.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 104:**

5 In addition to its General Objections, Apple objects to this Request to the extent it
6 calls for information protected by the attorney-client privilege, work product doctrine or any other
7 applicable privilege or immunity. Apple further objects to this Request as vague, ambiguous, and
8 overbroad, including without limitation, with respect to the terms “documents and things
9 generated by the [REDACTED] or [REDACTED] algorithms.” Apple objects to this Request as overbroad,
10 unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence,
11 including without limitation, to the extent it seeks information available to Elan through other
12 sources, including through the inspection or testing of the accused products and/or [REDACTED]
13 [REDACTED] made available by Apple, and to the extent it seeks documents and things not related to
14 the accused functionalities of the accused products.

15 **REQUEST FOR PRODUCTION NO. 105:**

16 All user interface studies, user studies, feasibility studies, surveys, focus groups,
17 interviews, user testing, or other research regarding multi-touch in Apple’s products.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 105:**

19 In addition to its General Objections, Apple objects to this Request to the extent it
20 calls for information protected by the attorney-client privilege, work product doctrine or any other
21 applicable privilege or immunity. Apple further objects to this Request as overbroad insofar as it
22 seeks documents not related to the accused functionalities of the accused products. Apple objects
23 to this Request to the extent it is duplicative of other Requests. Apple objects to this Request as
24 vague and ambiguous and overbroad, including without limitation, with respect to the phrase “or
25 other research regarding multi-touch.”

26 Subject to and without waiving its objections and following a reasonable search,
27 Apple will produce relevant, non-privileged documents responsive to the above Request
28 sufficient to show Apple’s market research for the relevant functionalities, to the extent such

1 vague and ambiguous and overbroad, including without limitation, with respect to the phrase “or
2 other research regarding the ability of Apple’s products to switch among handwriting, keyboard
3 or mouse input modes.”

4 Subject to and without waiving its objections and following a reasonable search,
5 Apple will produce relevant, non-privileged documents responsive to the above Request
6 sufficient to show Apple’s market research for the relevant functionalities, to the extent such
7 documents exist in its possession, custody, or control and have not already been produced.

8 Dated: July 14, 2011

WEIL, GOTSHAL & MANGES LLP

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By: /s/ Nathan Greenblatt
Nathan Greenblatt

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*Attorneys for Defendant and
Counterclaim Plaintiff Apple Inc.*

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