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10 Attorneys for Defendant and Counterclaim Plaintiff
 11 Apple Inc.

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

15 ELAN MICROELECTRONICS
 CORPORATION,
 16
 17 Plaintiff and Counterclaim
 Defendant,
 18 v.
 19 APPLE INC.,
 20 Defendant and Counterclaim
 Plaintiff.

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

**DECLARATION OF SONAL N.
 MEHTA IN SUPPORT OF APPLE'S
 OPPOSITION TO ELAN
 MICROELECTRONICS
 CORPORATION'S MOTION TO STAY
 PENDING FINAL DETERMINATION
 BY THE ITC OF INVESTIGATION
 NO. 337-TA-714**

JURY TRIAL DEMANDED

Hon. Richard Seeborg

Date: June 3, 2010

Time: 1:30 p.m.

Dept.: Courtroom 3, 17th Floor

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1 I, Sonal N. Mehta, declare:

2 1. I am an attorney with the law firm of Weil, Gotshal & Manges LLP,
3 counsel of record for Defendant and Counter-Claimant Apple Inc. (“Apple”) in the above
4 captioned matter. I submit this declaration based on personal knowledge and following a
5 reasonable investigation. If called upon as a witness, I could competently testify to the truth of
6 each statement herein.

7 2. Attached hereto as Exhibit A is a true and correct copy of *Saxon*
8 *Innovations, LLC v. Palm, Inc.*, No. 6:09-cv-272, 2009 U.S. Dist. LEXIS 105928 (E.D. Tex. Nov.
9 4, 2009).

10 3. Attached hereto as Exhibit B is a true and correct copy of *LG Elecs., Inc. v.*
11 *Eastman Kodak Co.*, No. 09-cv-0344 H (BLM), 2009 U.S. Dist. LEXIS 44056 (S.D. Cal. May 22,
12 2009).

13 4. Attached hereto as Exhibit C is a true and correct copy of *Fresenius Med.*
14 *Care Holdings, Inc. v. Baxter Int’l., Inc.*, No. C 03-1431 SBA, 2007 U.S. Dist. LEXIS 44107
15 (N.D. Cal. June 6, 2007).

16 5. Attached hereto as Exhibit D is a true and correct copy of *Cheng v.*
17 *Sighting Sys. Instruments, LLC*, No. 1:06-cv-2326-WSD, 2007 U.S. Dist. LEXIS 33118 (N.D.
18 Ga. May 3, 2007).

19 6. Attached hereto as Exhibit E is a true and correct copy of *Beijing Tong Ren*
20 *Tang (USA), Corp. v. TRT USA Corp.*, No. C-09-00882 RMW, 2009 U.S. Dist. LEXIS 123128
21 (N.D. Cal. Dec. 18, 2009).

22 7. Attached hereto as Exhibit F is a true and correct copy of *Baisden v.*
23 *Bourne*, No. 8:06-cv-517, 2006 U.S. Dist. LEXIS 88114 (D. Neb. Dec. 5, 2006).

24 8. Attached hereto as Exhibit G is a true and correct copy of *Bechhold v.*
25 *Bogner*, No. C 07-0870 SBA, 2008 U.S. Dist. LEXIS 6824 (N.D. Cal. Jan. 16, 2008).

26 9. Attached hereto as Exhibit H is a true and correct copy of *Am. Honda*
27 *Motor Co. v. Coast Distrib. Sys.*, No. C 06-04752 JSW, 2007 U.S. Dist. LEXIS 19981 (N.D. Cal.
28 Feb. 26, 2007).

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10. Attached hereto as Exhibit I is a true and correct copy of *Fallon v. Locke, Liddell & Sapp, LLP*, No. C 04-03210 RMW, 2007 U.S. Dist. LEXIS 76828 (N.D. Cal. Oct. 1, 2007).

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

Executed this 13th day of May 2010 at Redwood Shores, California.

By: /s/ Sonal N. Mehta
Sonal N. Mehta
Attorneys for Apple Inc.