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10 Attorneys for Plaintiff and
 Counterclaim-Defendant APPLE INC

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

16 APPLE INC., a California corporation,
 17 Plaintiff,
 18 v.
 19 SAMSUNG ELECTRONICS CO., LTD., a
 Korean business entity; SAMSUNG
 20 ELECTRONICS AMERICA, INC., a New York
 corporation; SAMSUNG
 21 TELECOMMUNICATIONS AMERICA, LLC, a
 Delaware limited liability company,
 22 Defendants.
 23

Case No. 11-cv-01846-LHK

**DECLARATION OF YAKOV
 ZOLOTOREV IN SUPPORT OF REPLY
 IN SUPPORT OF APPLE'S MOTION TO
 STRIKE PORTIONS OF SAMSUNG'S
 EXPERT REPORTS**

Date: June 21, 2012
 Time: 10:00 a.m.
 Place: Courtroom 5, 4th Floor
 Judge: Hon. Paul S. Grewal

1 I, Yakov Zolotorev, declare as follows:

2 1. I am an attorney at the law firm of Feinberg Day Alberti & Thompson LLP, counsel
3 for Apple Inc. (“Apple”) in the ITC investigation titled In the Matter of Certain Portable
4 Electronic Devices and Related Software, No. 337-TA-797. I am licensed to practice law in the
5 State of California. Unless otherwise indicated, I have personal knowledge of the matters stated
6 herein.

7 2. I make this Declaration in support of Apple’s Reply in Support of Apple’s Motion
8 to Strike Portions of Samsung’s Expert Reports.

9 3. In the aforementioned ITC investigation, Apple is the Complainant, and HTC
10 Corp. and HTC America, Inc. (collectively, “HTC”) are the Respondents. The law firm of Quinn
11 Emanuel Urquhart & Sullivan, LLP represents HTC.

12 4. On December 2, 2011, HTC served invalidity contentions against U.S. Patent
13 No. 7,844,915 (the “’915 patent”) as part of its responses to interrogatories. These invalidity
14 contentions included 17 exhibits. Among those 17 exhibits were separate claim charts for a
15 number of applications for the DiamondTouch system, including: (a) DTLens; (b) Mandelbrot;
16 and (c) DTMouse. Those three claim charts, which total approximately 114 pages, included stills
17 from videos, images, source code, and text purportedly identifying the features of these
18 applications that allegedly satisfied the ’915 patent’s claim limitations.

19 5. The aforementioned claim chart exhibits were each designated and marked by
20 HTC as Confidential Business Information – Subject to Protective Order, and therefore could not
21 be shared with anyone who had not undertaken the protective order for the 337-TA-797 ITC
22 investigation, the terms of which I have reviewed and am familiar with. Accordingly, none of the
23 claim chart exhibits were provided to Apple or to Apple’s counsel in the Northern District of
24 California action styled *Apple v. Samsung*, 11-cv-1846.

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I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on June 7, 2012, at Palo Alto, California.

/s/ Yakov Zolotorev
Yakov Zolotorev

