## Exhibit A

## **EXHIBIT 17 FILED UNDER SEAL**

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Page 1
 1
                 UNITED STATES DISTRICT COURT
 2
               NORTHERN DISTRICT OF CALIFORNIA
 3
                      SAN JOSE DIVISION
     APPLE INC., a California
 4
     corporation,
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 6
               Plaintiff,
 7
                                  Case No. 11-CV-01846-LHK
    VS.
 8
     SAMSUNG ELECTRONICS CO., LTD.,
     a Korean business entity;
     SAMSUNG ELECTRONICS AMERICA,
     INC., a New York corporation;
     SAMSUNG TELECOMMUNICATIONS
10
     AMERICA, LLC, a Delaware
11
     limited liability company,
12
              Defendants.
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14
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16
17
            CONFIDENTIAL ATTORNEYS' EYES ONLY
18
        VIDEOTAPED DEPOSITION OF DANIELE De IULIIS
19
                  Redwood Shores, California
20
                   Friday, October 21, 2011
21
22
     Reported by:
      LORRIE L. MARCHANT, CSR No. 10523, RPR, CRR, CCRR, CLR
23
     JOB NO. 43000
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25
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	P	age 2
1	Friday, October 21, 2011	
2	10:13 a.m.	
3		
4	Videotaped Deposition of DANIELE De	
5	IULIIS, held at the offices of Quinn	
6	Emanuel Urqhart & Sullivan, LLP, 555	
7	Twin Dolphin Drive, Suite 560, Redwood	
8	Shores, California, before Lorrie L.	
9	Marchant, a Certified Shorthand	
10	Reporter, Registered Professional	
11	Reporter, Certified Realtime Reporter,	
12	California Certified Realtime Reporter	
13	and Certified LiveNote Reporter.	
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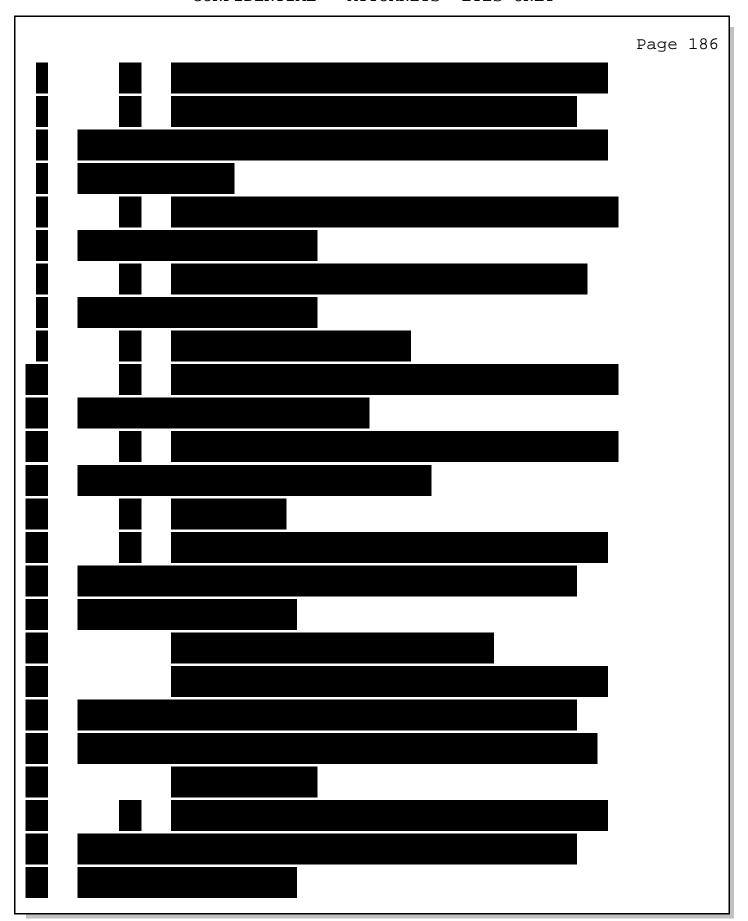
	Page 3
1	APPEARANCES:
2	FOR THE PLAINTIFF APPLE INC.:
3	MORRISON & FOERSTER BY: ANDREW E. MONACH, ESQ.
4	425 Market Street
5	San Francisco, California 94105 Phone: (415) 268-7588 Fax: (415) 268-7522
6	e-mail: amonach@mofo.com
7	FOR THE DEFENDANTS SAMSUNG:
8	QUINN EMANUEL URQUHART & SULLIVAN BY: MARGRET CARUSO, ESQ.
9	SCOTT HALL, ESQ. 555 Twin Dolphin Drive
10	Redwood Shores, California 94065 Phone: (650) 801-5000
11	Fax: (650) 801-5100
12	e-mail: margretcaruso@quinnemanuel.com scotthall@quinnemanuel.com
13	ALSO PRESENT:
14	Lisa Olle, Apple Senior Corporate Counsel, Litigation
15	Jason Kocol, Videographer
16	000
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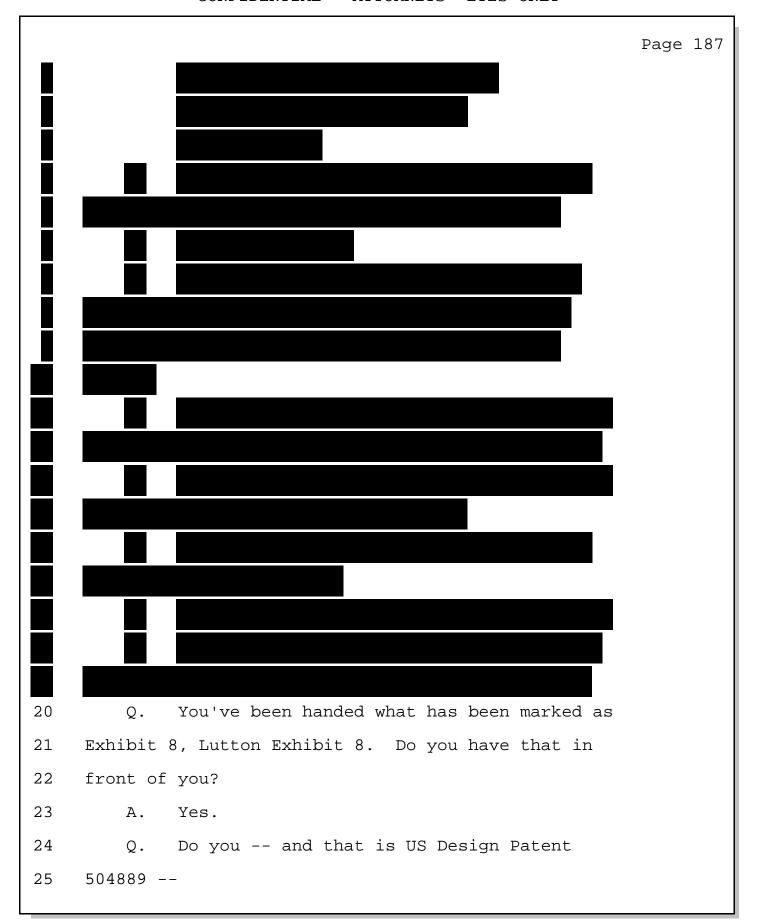
- 1 THE VIDEOGRAPHER: This is the start of
- 2 tape labeled No. 1 of the videotaped deposition of
- 3 Daniele de Iuliis in the matter Apple, Incorporated
- 4 versus Samsung Electronics Company, Limited, in the
- 5 United States District Court, Northern District of
- 6 California, San Jose Division. Case No.
- 7 11-CV-01846-LHK.
- 8 This deposition is being held at 555 Twin
- 9 Dolphin Drive, Redwood Shores, California, on
- 10 October 21st, 2011, at approximately 10:13 a.m. My
- 11 name is Jason Kocol. I'm the legal video specialist
- 12 from TSG Reporting, Incorporated, headquartered at
- 13 747 Third Avenue, New York, New York.
- 14 The court reporter is Lorrie Marchant in
- 15 association with TSG Reporting.
- 16 Will counsel please introduce yourselves
- 17 for the record.
- 18 MS. CARUSO: Margret Caruso from Quinn,
- 19 Emanuel, Urquhart, Sullivan for defendant Samsung.
- 20 MR. MONACH: Andrew Monach, Morrison &
- 21 Foerster, representing Apple and the witness.
- 22 THE VIDEOGRAPHER: Will the court reporter
- 23 please swear in the witness.
- 24 THE REPORTER: Do you solemnly swear or
- 25 affirm under the penalties of perjury that the

- 1 testimony you are about to offer will be the truth,
- 2 the whole truth and nothing but the truth?
- THE WITNESS: I do.
- 4 EXAMINATION BY MS. CARUSO
- 5 BY MS. CARUSO:
- 6 Q. Good morning.
- 7 A. Good morning.
- 8 Q. Have you ever been deposed before?
- 9 A. I have not.
- 10 Q. Okay. If at any point during the
- 11 deposition you would like some more water or would
- 12 like to take a break, just let me know. We can
- 13 accommodate that.
- 14 A. Okay.
- 15 Q. I just ask that you finish answering
- 16 whatever question I asked at the time.
- 17 A. Thank you.
- 18 Q. Let's just step back a little bit. There's
- 19 going to be a lot of memory lane for you. If you
- 20 could tell me a little bit about your education
- 21 since graduating from high school.
- 22 A. I graduated from Central School of Art and
- 23 Design in London in 1983 with a BA in industrial
- 24 design engineering. I've been a professional since
- 25 then.

- 1 THE WITNESS: This, I believe, is the power
- 2 button.
- 3 BY MS. CARUSO:
- 4 Q. Is the power button on the iPod touch a
- 5 continuous form at its top?
- 6 MR. MONACH: Objection. Vague.
- 7 THE WITNESS: Help me understand that
- 8 question.
- 9 BY MS. CARUSO:
- 10 Q. So in Figure 7, the figure that is shown in
- 11 C --
- 12 A. Yes.
- 13 Q. -- has a broken lozenge shape. Do you see
- 14 that?
- MR. MONACH: Object to the form of the
- 16 question.
- 17 THE WITNESS: I see a lozenge, and it's
- 18 badly photocopied and -- or what appears to be a
- 19 lozenge, and that is broken in a couple of places.
- 20 BY MS. CARUSO:
- 21 Q. Do you have any understanding of why it's
- 22 broken in a couple of places?
- 23 A. I don't understand why it would be broken
- 24 in a couple of places.
- 25 Q. You're not aware of any feature of the iPod

Page 185 touch that would require depicting this button in 1 2 this fashion? MR. MONACH: Objection to the extent it 3 lacks foundation. Calls for speculation or calls for a legal conclusion. 5 THE WITNESS: These drawings are drawings 6 made by a patent attorney. I don't know the reasons 7 8 why they would be drawn in this manner. BY MS. CARUSO:

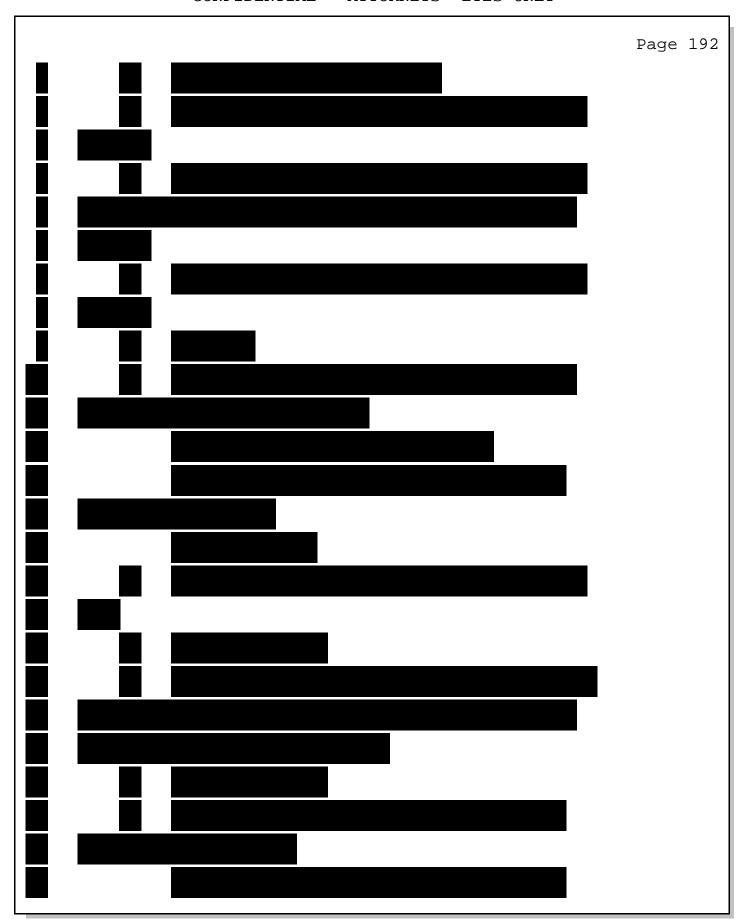




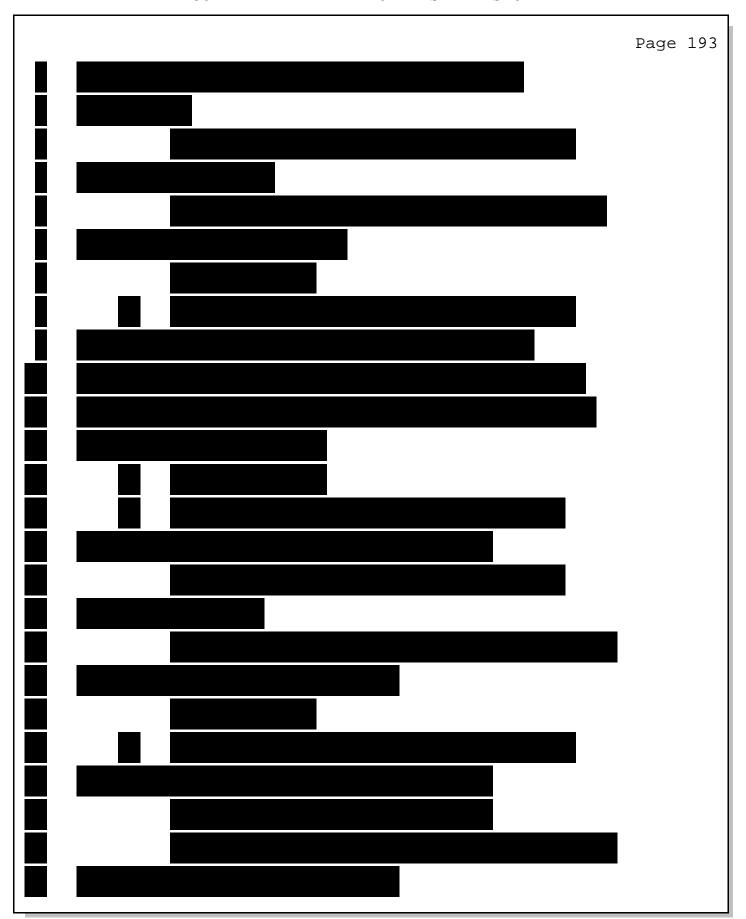
Page 188 1 A. Yes. 2 Q. -- correct? 3 You're named as an inventor of this design; is that correct? 5 A. Yes. Q. Did you participate in the team that 6 created this design? 7 8 A. I did. In Figure 1 of the D889 patent, there's 24 Q. a -- a line that's thicker than the other lines. 25

- 1 you see that?
- 2 MR. MONACH: Objection. Vague. Objection
- 3 to the extent it may not accurately reflect the
- 4 drawing.
- 5 THE WITNESS: I see a bad photocopy.
- 6 BY MS. CARUSO:
- 7 Q. Starting at the left, do you see three
- 8 parallel lines on the left-hand side of the top
- 9 drawing?
- 10 A. I do.
- 11 Q. Do you see the middle line of those three?
- 12 A. I do.
- Q. Does it appear to you to be thicker than
- 14 the other two?
- 15 A. Yes.
- 16 Q. Do you have an understanding of why it's
- 17 thicker?
- 18 MR. MONACH: Objection. Lack of
- 19 foundation. Objection to the extent it calls for a
- 20 legal conclusion.
- 21 THE WITNESS: I don't.
- BY MS. CARUSO:
- 23 Q. Do you have any understanding of what that
- 24 middle line represents?
- MR. MONACH: Same objection.

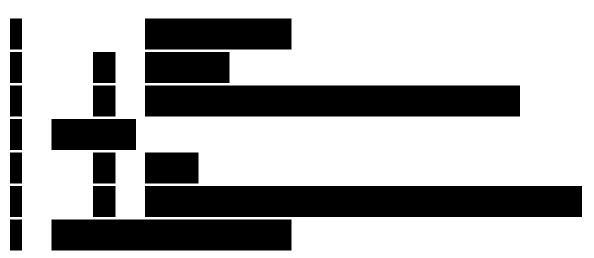
Page 191 MR. MONACH: Objection. Vague. 1 THE WITNESS: I don't understand if I 2 understand your definition. 3 BY MS. CARUSO: 4 Q. Did the gap -- why was there a gap? I'll 5 6 ask that question. 7 I really don't remember. Α. Q. If you'd look at this --8 A. Thank you.



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- 8 Q. Would you describe the surface of the
- 9 iPhone as extending to the outside of the product?
- 10 MR. MONACH: Objection. Vague.
- 11 BY MS. CARUSO:
- 12 Q. I'll reask the question.
- Would you describe the glass surface of the
- 14 iPhone as extending to the outside of the product?
- 15 A. I would describe the glass surface
- 16 extending to the bezel.
- 17 MS. CARUSO: We need to take a short break
- 18 to change the tape.
- 19 THE VIDEOGRAPHER: This marks the end of
- 20 Tape No. 3 in today's deposition of Daniele de
- 21 Iuliis. The time is 5:29 p.m. We are off the
- 22 record.
- 23 (Recess taken, from 5:29 to 5:38.)
- 24 THE VIDEOGRAPHER: This marks the beginning
- of Tape No. 4 in today's deposition of Daniele de

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	4)	Page 196
1	MS. CARUSO: No further questions.	
2	MR. MONACH: I have no questions. Thank	
3	you, sir.	
4	MS. CARUSO: Thank you.	
5	THE VIDEOGRAPHER: This marks the end of	
6	Tape No. 4 of 4 and concludes today's deposition of	
7	Daniele de Iuliis. The time is 5:41 p.m. We are	
8	off the record.	
9	(Time Noted: 5:41 p.m.)	
10	00	
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12		
13	DANIELE De IULIIS	
14		
15	Subscribed and sworn to before, me this / day	
16	of November 2011.	
17	Malle Alico	
18	- KINO - 10-1	
19	Y	
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