

Exhibit A

EXHIBIT 17
FILED UNDER SEAL

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California
corporation,

Plaintiff,

vs. Case No. 11-CV-01846-LHK

SAMSUNG ELECTRONICS CO., LTD.,
a Korean business entity;
SAMSUNG ELECTRONICS AMERICA,
INC., a New York corporation;
SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC, a Delaware
limited liability company,

Defendants.

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CONFIDENTIAL ATTORNEYS' EYES ONLY

VIDEOTAPED DEPOSITION OF DANIELE De IULIIS
Redwood Shores, California
Friday, October 21, 2011

Reported by:
LORRIE L. MARCHANT, CSR No. 10523, RPR, CRR, CCRR, CLR
JOB NO. 43000

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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A P P E A R A N C E S :

FOR THE PLAINTIFF APPLE INC.:

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ALSO PRESENT:

Lisa Olle, Apple Senior Corporate Counsel, Litigation
Jason Kocol, Videographer

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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?

3 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?

15 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

1 touch that would require depicting this button in
2 this fashion?

3 MR. MONACH: Objection to the extent it
4 lacks foundation. Calls for speculation or calls
5 for a legal conclusion.

6 THE WITNESS: These drawings are drawings
7 made by a patent attorney. I don't know the reasons
8 why they would be drawn in this manner.

9 BY MS. CARUSO:

[REDACTED]

[REDACTED]

20 Q. You've been handed what has been marked as
21 Exhibit 8, Lutton Exhibit 8. Do you have that in
22 front of you?

23 A. Yes.

24 Q. Do you -- and that is US Design Patent
25 504889 --

1 A. Yes.

2 Q. -- correct?

3 You're named as an inventor of this design;
4 is that correct?

5 A. Yes.

6 Q. Did you participate in the team that
7 created this design?

8 A. I did.

[REDACTED]

24 Q. In Figure 1 of the D889 patent, there's
25 a -- a line that's thicker than the other lines. Do

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.

13 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.

22 BY MS. CARUSO:

23 Q. Do you have any understanding of what that
24 middle line represents?

25 MR. MONACH: Same objection.

1 MR. MONACH: Objection. Vague.

2 THE WITNESS: I don't understand if I
3 understand your definition.

4 BY MS. CARUSO:

5 Q. Did the gap -- why was there a gap? I'll
6 ask that question.

7 A. I really don't remember.

8 Q. If you'd look at this --

9 A. Thank you.

[REDACTED]

[Redacted text block containing multiple lines of blacked-out content, likely a list or table of information.]

[REDACTED]

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.
13 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
25 of Tape No. 4 in today's deposition of Daniele de

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.)

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DANIELE De IULIIS

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15 Subscribed and sworn to
16 before me this 14 day
of November 2011.

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