

Exhibit B

EXHIBIT 18
FILED UNDER SEAL

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN JOSE DIVISION
4

5 APPLE INC., a California
6 corporation,

7 Plaintiff,

8 vs. CASE NO. 11-cv-01846-LHK

9 SAMSUNG ELECTRONICS CO.,
10 LTD., a Korean business
11 entity; SAMSUNG ELECTRONICS
12 AMERICA, INC., a New York
13 corporation; SAMSUNG
14 TELECOMMUNICATIONS AMERICA,
15 LLC, a Delaware limited
16 liability company,
17 Defendants.

18 _____/

19 H I G H L Y C O N F I D E N T I A L
20 O U T S I D E C O U N S E L O N L Y

21 VIDEOTAPED DEPOSITION OF CHRISTOPHER STRINGER
22 REDWOOD SHORES, CALIFORNIA
23 FRIDAY, NOVEMBER 4, 2011

24 BY: ANDREA M. IGNACIO HOWARD, CSR, RPR, CCRR, CLR
25 CSR LICENSE NO. 9830
TSG JOB NO. 43706

1 FRIDAY, NOVEMBER 4, 2011

2 9:56 a.m.

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6 VIDEOTAPED DEPOSITION OF CHRISTOPHER
7 STRINGER, taken at QUINN EMANUEL URQUHART &
8 SULLIVAN, LLP, 555 Twin Dolphin Drive,
9 Suite 560, Redwood Shores, California,
10 Pursuant to Notice, before me,
11 ANDREA M. IGNACIO HOWARD, CLR, CCRR, RPR,
12 CSR License No. 9830.

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

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3 FOR APPLE INC.:

4 MORRISON & FOERSTER

5 By: MICHAEL A. JACOBS, Esq.

6 425 Market Street

7 San Francisco, California 94105

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12 FOR SAMSUNG ELECTRONICS CO. LTD:

13 QUINN EMANUEL URQUHART & SULLIVAN

14 By: MICHAEL T. ZELLER, Esq.

15 865 South Figueroa Street, 10th Floor

16 Los Angeles, California 90017

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20 ALSO PRESENT: Benjamin Gerald, Videographer

21 Cyndi Wheeler, Apple, Inc.

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1 REDWOOD SHORES, CALIFORNIA

2 FRIDAY, NOVEMBER 4, 2011

3 9:56 a.m.

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7 THE VIDEOGRAPHER: Good morning. This marks
8 the beginning of the disc labeled No. 1 of the
9 videotaped deposition of Chris Stinger --

10 MR. JACOBS: Stringer.

11 THE VIDEOGRAPHER: -- Stringer. In the
12 matter Apple, Incorporated versus Samsung Electronics
13 Company Limited, et al.

14 Held in the United States District Court for
15 the Northern District of California, San Jose
16 Division. Case number is 11-cv-01846-LHK.

17 This deposition is being held at 555 Twin
18 Dolphin Drive, in the city of Redwood Shores,
19 California. Taken on November 4th, 2011, at
20 approximately 9:56 a.m.

21 My name is Benjamin Gerald from TSG
22 Reporting, Incorporated, and I am the legal video
23 specialist. The court reporter is Andrea Ignacio, in
24 association with TSG Reporting.

25 At this time, will counsel please identify

1 A I don't know.

2 Q Direct your attention back to the '889 design
3 patent.

4 A Yes.

5 Q Do you have any knowledge or information as
6 to whether or not photographs of that physical mockup
7 that you have in front of you, the 035 mockup, were
8 submitted to the patent office as part of the
9 application and prosecution process for the
10 '889 design patent?

11 A In my preparations for today, we looked at
12 copies of photographs of this object that I understand
13 are attached to this patent.

14 Q And so if I understand you correctly, it's
15 your understanding that the photographs that were
16 submitted to the patent office as part of the
17 '889 design patent depict the three-dimensional mockup
18 that you have in front of you that we call the 035?

19 A It is my understanding, and my recollection
20 of yesterday's discussion, that the photographs that I
21 saw related to this model and this patent.

22 Q Right.

23 And I guess I'm trying to now figure out
24 what -- what photographs we're talking about so that
25 we're on the same page. So let me -- let me provide

1 some, and maybe that will help.

2 What's the next number?

3 THE REPORTER: 1171.

4 MR. ZELLER: 1171?

5 THE REPORTER: Yes.

6 MR. ZELLER: Please mark as Exhibit 1171
7 excerpts from the prosecution history of the
8 504,889 design patent.

9 (Document marked Exhibit 1171
10 for identification.)

11 THE WITNESS: Thank you.

12 MR. ZELLER: So you have both sets in front
13 of you at the same time, let's also please mark as
14 Exhibit 1172 -- I'm sorry. Actually, we marked this
15 before. What's this exhibit number? I think it's
16 841.

17 MR. JACOBS: He has the better photos. He
18 has the better photos.

19 MR. ZELLER: Don't worry. I gave you the
20 other set, too. I'm not trying to be totally unfair
21 here.

22 So I'm going to show you what I am fairly
23 confident was previously marked as Exhibit 841. We'll
24 in the interim confirm that that is the exhibit
25 number, but I believe I have it memorized now.

1 MR. JACOBS: Just put the Bates range into
2 the record.

3 MR. ZELLER: Yeah. And this, for the record,
4 is APLPROS000018778 through '18798.

5 MR. JACOBS: Mr. Stringer, as you're
6 discussing the meeting we had yesterday, if you can
7 describe what you did, as opposed to any particular
8 communications that you and I had on the subject, that
9 would avoid the need for me to instruct you each time
10 Mr. Zeller asks you a question.

11 THE WITNESS: Sorry. Say that again, please.

12 MR. JACOBS: If you can describe what you did
13 at the meeting by way of comparison, rather than what
14 I -- what -- what your and my discussion was on the
15 topic.

16 THE WITNESS: What I did yesterday?

17 MR. JACOBS: Yes.

18 THE WITNESS: In comparing these --

19 MR. JACOBS: As Mr. Zeller is asking you
20 questions --

21 THE WITNESS: Okay. Oh.

22 MR. JACOBS: If you can describe what you did
23 rather than our discussion --

24 THE WITNESS: Got it.

25 MR. JACOBS: -- then I don't have to engage

1 So let's, for the record, please mark as the
2 version of 841 that now has Mr. Stringer's marking on
3 it on page '18791 as Exhibit 841A.

4 (Document marked Exhibit 841A
5 for identification.)

6 MR. ZELLER: If we can go back to
7 Exhibit 1170. And by the way, did you want to send
8 those mockups back?

9 MR. JACOBS: That would be great.

10 MR. ZELLER: Okay. So let's go off the
11 record.

12 THE VIDEOGRAPHER: The time is 2:42 p.m., and
13 we are off the record.

14 (Recess taken.)

15 THE VIDEOGRAPHER: The time is 2:55 p.m., and
16 we are back on the record.

17 MR. ZELLER: Direct your attention to the
18 '889 design patent, which was previously marked as
19 Exhibit 8.

20 MR. JACOBS: I'll just hand you my copy.

21 THE WITNESS: All right. Thank you.

22 MR. ZELLER: Q. Please take a look at
23 Figure 1.

24 A Yes.

25 Q You'll see on Figure 1 that at least as part

1 of the -- at least along part of the -- generally what
2 we'll call the perimeter area of the front, there's a
3 darker, thicker line?

4 A Which figure are you looking at?

5 Q This is Figure 1.

6 A Figure 1.

7 Q Do you see where at least on part of the
8 perimeter, there is a line that is darker and thicker?

9 A Which would be the second line from the left
10 on the left side of the figure.

11 Q Right, on the left side.

12 And then on the bottom portion of Figure 1,
13 it appears to run -- to be the line that is -- that
14 the -- is the edge, at least from that perspective?

15 A It looks like the edge, yes.

16 Q Do you know what that thicker line depicts?

17 A It's -- on the lower edge, it's the -- it
18 looks like the edge of the housing.

19 Q Well, what about on the left side?

20 A It's the edge of the housing.

21 Q So on both the left side and the bottom side,
22 you construe that darker, thicker line to be where the
23 edge of the housing is?

24 A I do construe that. And it's -- my
25 assumption is confirmed by looking at Figure 3 that

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J U R A T

I, CHRISTOPHER STRINGER, do hereby certify under penalty of perjury that I have read the foregoing transcript of my deposition taken on November 4, 2011; that I have made such corrections as appear noted herein in ink, initialed by me; that my testimony as contained herein, as corrected, is true and correct.

DATED this ____ day of _____, 2011,
at _____, California.

SIGNATURE OF WITNESS