

KANG DECLARATION EXHIBIT 14

Exhibit 43
(Submitted Under Seal)

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

4 APPLE INC., a California)
corporation,)
5)
Plaintiff,)

6 vs.)

No: 11-CV-01846-LHK

7)
SAMSUNG ELECTRONICS CO., LTD,)
8 a Korean business entity;)
SAMSUNG ELECTRONICS AMERICA,)
9 INC., a New York corporation;)
SAMSUNG TELECOMMUNICATIONS)
10 AMERICA, LLC, a Delaware)
limited liability company)
11)
Defendants.)

12 _____)
13)
14 **HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY**

15)
16 DEPOSITION OF BO-RA KIM
17 San Francisco, California
18 Wednesday, January 11, 2012
19)
20)
21)
22)

23 Reported By:
24 LINDA VACCAREZZA, RPR, CLR, CRP, CSR. NO. 10201
25 JOB NO. 45307

1 and with me is Corey Cho.

2 MS. CARUSO: Margaret Caruso Quinn
3 Emanuel, Urquhart & Sullivan for
4 Defendant Samsung.

5 THE VIDEOGRAPHER: Would the 09:18
6 reporter please swear the witness and
7 interpreters?

8 BO-RA KIM

9 Having been duly sworn by the
10 Certified Shorthand Reporter, through the 09:19
11 Korean Interpreter, was examined and
12 testified as follows:

13 THE VIDEOGRAPHER: Thank you.
14 Please proceed.

15 EXAMINATION 09:19

16 BY MR. ZHANG:

17 Q. Good morning, Mr. Kim.

18 A. Good morning.

19 Q. You understand that you're
20 testifying under oath here today? 09:19

21 A. Yes, I do.

22 Q. And at times your attorney will
23 object; however, unless she instructs you not to
24 answer a question, you should answer my questions
25 fully and truthfully. 09:19

1 know.

2 Q. Do you have any idea why a picture
3 of this design is included in a document that is
4 titled "Dempsey" but doesn't relate to the
5 infusion 4G?

03:34

6 MS. CARUSO: Objection. Vague.
7 Mischaracterizes the record.

8 THE WITNESS: I would not really
9 know the reason why because this is not a
10 document that I prepared.

03:34

11 MR. ZHANG: I would like to mark
12 as Exhibit 1227 a document bearing the
13 Bates label SAMNDCA 000508091.

14 (Exhibit 1227 was marked for
15 identification.)

03:35

16 BY MR. ZHANG:

17 Q. Mr. Kim, do you recognize this
18 document?

19 A. Yes. I know about this.

20 Q. Did you write this document?

03:35

21 A. No.

22 Q. On the page that ends 91, the
23 front page, is the drawing under "Dempsey"
24 referring to the components that make up the
25 bezel of the Dempsey phone?

03:36

1 MS. CARUSO: Objection. Vague.

2 Vague as to time.

3 THE WITNESS: It is correct that

4 this portion is indicating the section

5 that's on the side of the window of 03:37

6 Dempsey.

7 Q. Does this figure on the right-hand

8 side of the document represent final design of

9 the Dempsey phone?

10 MS. CARUSO: Objection. Vague. 03:37

11 Obviously this is only a portion of the

12 Dempsey, not the complete design.

13 THE WITNESS: It would be

14 difficult for me to say that this would

15 be a finalized drawing just by looking at 03:39

16 a portion of this section, not the

17 entirety. And basically I would think

18 that this is not the final version.

19 Q. [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] 03:40

1 [REDACTED]

2 (Discussion in Korean between

3 Interpreters.)

4 BY MR. ZHANG:

5 Q. [REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

9 MS. CARUSO: Objection. Vague,

10 ambiguous, and compound.

03:41

11 THE WITNESS: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

03:43

21 MS. CARUSO: Objection. Vague.

22 THE WITNESS: [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

03:46

1 C E R T I F I C A T E

2 STATE OF CALIFORNIA)

3)

4 COUNTY OF SAN FRANCISCO)

5 I, LINDA VACCAREZZA, a Certified
6 Shorthand Reporter for the State of
7 California, do hereby certify:

8 That BO-RA KIM, the witness whose
9 deposition is hereinbefore set forth, was
10 duly sworn by me and that such deposition
11 is a true record of the testimony given
12 by such witness.

13 I further certify that I am not
14 related to any of the parties to this
15 action by blood or marriage; and that I
16 am in no way interested in the outcome of
17 this matter.

18 IN WITNESS WHEREOF, I have hereunto
19 set my hand this 11th day of January,
20 2012.

21
22 _____
23 LINDA VACCAREZZA, CSR. NO. 10201
24
25