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13 Attorneys for SAMSUNG ELECTRONICS CO.,
LTD., SAMSUNG ELECTRONICS AMERICA,
14 INC. and SAMSUNG
TELECOMMUNICATIONS AMERICA, LLC
15

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION
18

19 APPLE INC., a California corporation,

20 Plaintiff,

21 vs.

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

25 Defendant.
26

CASE NO. 11-cv-01846-LHK

**DECLARATION OF JOHN D'AMATO IN
SUPPORT OF SAMSUNG'S MOTIONS IN
LIMINE**

Date: July 18, 2012

Time: 2:00 p.m.

Place: Courtroom 8, 4th Floor

Judge: Hon. Lucy H. Koh

1 I, John D'Amato, declare:

2 1. I am a partner with the law firm of Quinn Emanuel Urquhart & Sullivan, LLP,
3 counsel for Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung
4 Telecommunications America, LLC (collectively "Samsung"). I have personal knowledge of the
5 facts set forth in this declaration and, if called upon as a witness, I could and would testify to such
6 facts under oath.

7 2. Attached hereto as **Exhibit A** is a true and correct copy of excerpts from the
8 transcript of the November 4, 2011 deposition of Christopher Stringer.

9 3. Attached hereto as **Exhibit B** is a true and correct copy of excerpts from the
10 transcript of the December 1, 2011 deposition of Jonathan Ive.

11 4. Attached hereto as **Exhibit C** is a true and correct copy of excerpts from the
12 transcript of the August 3, 2011 deposition of Christopher Stringer.

13 5. **Exhibit D** is intentionally omitted.

14 6. Attached hereto as **Exhibit E** is a true and correct copy of the document bearing the
15 Bates numbers SAMNDCA00321707-776, labeled Defendant's Trial Exhibit 625.

16 7. Attached hereto as **Exhibit F** is a true and correct copy of the document bearing the
17 Bates numbers SAMNDCA00321382- 428, labeled Defendant's Trial Exhibit 522.

18 8. Attached hereto as **Exhibit G** is a true and correct copy of excerpts from the
19 transcript of the June 6, 2012 hearing in *Certain Electronic Digital Media Devices and*
20 *Components Thereof* (Inv. No. 337-TA-796).

21 9. Attached hereto as **Exhibit H** is a true and correct copy of excerpts from the
22 transcript of the May 12, 2011 deposition of Michael Wagner.

23 10. Attached hereto as **Exhibit I** is a true and correct copy of the Advance Pricing
24 Agreement Between Samsung Electronics America, Inc. and the Internal Revenue Service dated
25 November 16, 2009.

26 11. Attached hereto as **Exhibit J** is a true and correct copy of excerpts from the
27 transcript of the February 29, 2012 deposition of Timothy Sheppard.

1 I declare under penalty of perjury that the foregoing is true and correct. Executed in Los
2 Angeles, California on July 10, 2012.

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5 /s/ John D'Amato

6 John D'Amato
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GENERAL ORDER ATTESTATION

I, Victoria Maroulis, am the ECF user whose ID and password are being used to file the foregoing document. I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from John D’Amato.

/s/ Victoria Maroulis