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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

v.

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.

Case No. 11-cv-01846-LHK

**DECLARATION OF RICHARD J.
LUTTON, JR. IN SUPPORT OF
APPLE'S MOTION FOR A
PRELIMINARY INJUNCTION**

1 I, Richard J. Lutton, Jr., do hereby declare as follows:

2 1. I am a Senior Director and the Chief Patent Counsel at Apple Inc. (“Apple”). I
3 submit this declaration in support of Apple’s Motion for Preliminary Injunction. If called as a
4 witness, I could and would testify competently as follows.

5 2. Apple’s negotiations with Samsung over Samsung’s copying of Apple’s designs
6 began in July 2010, when Samsung first launched its Galaxy line of smartphones bearing a
7 striking resemblance to Apple’s own iPhone products.

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1 8. My hopes, however, were not realized. In February 2011, Samsung announced
2 that it would be introducing a new tablet-style device called the Galaxy Tab 10.1. The Tab 10.1,
3 in size, shape, and styling, is a close copy of Apple's iPad. That same month, the press also
4 released images of Samsung's new Galaxy S 2 smartphone, which bore a remarkable similarity to
5 Apple's own iPhone.

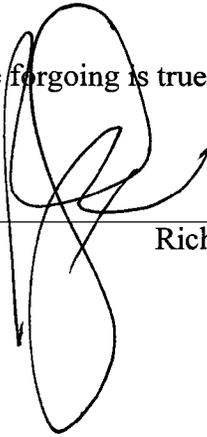
6 9. As of late March 2011, with the emergence of additional Samsung products
7 copying the iPhone's distinctive features arriving on the market such as the Galaxy S 4G, it
8 became clear that Samsung had no intention of ceasing its infringement.

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I declare under penalty of perjury that the forgoing is true and correct.

Dated: June 30, 2011



Richard J. Lutton, Jr.