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13 Attorneys for SAMSUNG ELECTRONICS CO.,

14 LTD., SAMSUNG ELECTRONICS AMERICA,

15 INC. and SAMSUNG

TELECOMMUNICATIONS AMERICA, LLC

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

18 APPLE INC., a California corporation,

19 Plaintiff,

20 vs.

21 SAMSUNG ELECTRONICS CO., LTD., a

22 Korean business entity; SAMSUNG

23 ELECTRONICS AMERICA, INC., a New

24 York corporation; SAMSUNG

TELECOMMUNICATIONS AMERICA,

25 LLC, a Delaware limited liability company,

26 Defendant.

CASE NO. 11-cv-01846-LHK

**DECLARATION OF JOBY MARTIN IN
SUPPORT OF SAMSUNG'S TRIAL
BRIEF**

1 I, Joby Martin, declare as follows:

2 1. I am an associate in 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 submit this declaration in
5 support of Samsung's Trial Brief. I have personal knowledge of the facts set forth in this
6 declaration and, if called upon as a witness, I could and would testify to such facts under oath.

7 2. Attached hereto as Exhibit 1 is a true and correct copy of Defendant's Exhibit No.
8 623, a document produced by Apple in this litigation bearing Bates label APLNDC-
9 NCC00000274.

10 3. Attached hereto as Exhibit 2 is a true and correct copy of Defendant's Exhibit No.
11 690, a document produced by Apple in *In Re Certain Electronic Digital Media Devices and*
12 *Components Thereof*, Inv. No. 337-TA-796 ("ITC 796 Investigation"), bearing Bates label APL-
13 ITC-X0000016675.

14 4. Attached hereto as Exhibit 3 is a true and correct copy of Defendant's Exhibit No.
15 562, a document produced by Apple in this litigation bearing Bates label APLNDC0003040119.

16 5. Attached hereto as Exhibit 4 is a true and correct copy of Defendant's Exhibit No.
17 578, a document produced by Apple in the ITC 796 Investigation, bearing Bates label APL-ITC-
18 0000119763.

19 6. Attached hereto as Exhibit 5 is a true and correct copy of Defendant's Exhibit No.
20 522, a document produced by Samsung in this litigation bearing Bates label
21 SAMNDCA00321382.

22 7. Attached hereto as Exhibit 6 is a true and correct copy of Defendant's Exhibit No.
23 625, a document produced by Samsung in this litigation bearing Bates label
24 SAMNDCA00321707.

25 8. Attached hereto as Exhibit 7 is a true and correct copy of Defendant's Exhibit No.
26 519, a document produced by Samsung in this litigation bearing Bates label
27 SAMNDCA00255357.

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1 9. Attached hereto as Exhibit 8 is a true and correct copy of Defendant's Exhibit No.
2 566, a document produced by Samsung in this litigation bearing Bates label
3 SAMNDCA00321539.

4 10. Attached hereto as Exhibit 9.is a true and correct copy of Defendant's Exhibit No.
5 684, which is a chart prepared by Samsung's counsel depicting a timeline of mobile phone
6 products released by Samsung before and after the release of the iPhone.

7 11. Attached hereto as Exhibit 10 is a true and correct copy of Defendant's Exhibit No.
8 708, a document produced by Apple in this litigation bearing Bates label APLNDC0002230566.

9 12. Attached hereto as Exhibit 11 is a true and correct copy of Defendant's Exhibit No.
10 714, a document produced by Apple in this litigation bearing Bates label APLNDC0002367163.

11 13. Attached hereto as Exhibit 12 is a true and correct copy of Defendant's Exhibit No.
12 715, a document produced by Apple in the ITC 794 Investigation bearing Bates label
13 APL7940009836305.

14 14. Attached hereto as Exhibit 13 is a true and correct copy of Defendant's Exhibit No.
15 717, a document produced by Apple in this litigation bearing Bates label APLNDC0002868532.

16 15. Attached hereto as Exhibit 14 is a true and correct copy of Defendant's Exhibit No.
17 709, a document produced by Apple in the ITC 794 Investigation bearing Bates label
18 APL7940014663269.

19 16. Attached hereto as Exhibit 15 is a true and correct copy of Defendant's Exhibit No.
20 710, a document produced by Apple in this litigation bearing Bates label APLNDC0001509486.

21 17. Attached hereto as Exhibit 16 is a true and correct copy of Defendant's Exhibit No.
22 712, a document produced by Apple in this litigation bearing Bates label APLNDC0002230186.

23 18. Attached hereto as Ex. 17 is a true and correct copy of excerpts from the February
24 23, 2012 deposition transcript of Greg Joswiak, an Apple witness.

25 19. Attached hereto as Exhibit 18 is a true and correct copy of Defendant's Exhibit No.
26 649, a document produced by Apple in this litigation bearing Bates label APLNDC0001207640.

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General Order 45 Attestation

I, Victoria F. Maroulis, am the ECF user whose ID and password are being used to file this Declaration. In compliance with General Order 45(X)(B), I hereby attest that Joby Martin has concurred in this filing.

/s/ Victoria Maroulis