

1 MICHAEL B. LEVIN (SBN: 172329)
 mlevin@wsgr.com
 2 DYLAN J. LIDDIARD (SBN: 203055)
 dliddiard@wsgr.com
 3 WILSON SONSINI GOODRICH & ROSATI
 Professional Corporation
 4 650 Page Mill Road
 Palo Alto, CA 94304-1050
 5 Telephone: (650) 493-9300
 Facsimile: (650) 565-5100
 6
 Attorneys for Non-Parties
 7 INTERDIGITAL TECHNOLOGY
 CORPORATION and
 8 INTERDIGITAL COMMUNICATIONS LLC

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

13	APPLE, INC., a California Corporation,	)	CASE NO.: 11-CV-01846-LHK
)	
14	Plaintiff,	)	DECLARATION OF MICHAEL B.
		)	LEVIN IN SUPPORT OF
15	v.	)	EMERGENCY MOTION BY NON-
		)	PARTIES INTERDIGITAL
16	SAMSUNG ELECTRONICS CO., LTD., a	)	COMMUNICATIONS, LLC AND
	Korean corporation; SAMSUNG	)	INTERDIGITAL TECHNOLOGY
17	ELECTRONICS AMERICA, INC., a New York	)	CORPORATION FOR AN ORDER
	corporation; SAMSUNG	)	CLOSING THE COURTROOM AND
18	TELECOMMUNICATIONS AMERICA, LLC, a	)	SEALING THE TRANSCRIPT
	Delaware limited liability company,	)	DURING DISCUSSION OF
19		)	INTERDIGITAL'S CONFIDENTIAL
	Defendants.)	INFORMATION
20)	
)	
21)	Date: Expedited Request
)	Courtroom: 8, 4th Floor
22)	Judge: Lucy H. Koh
)	
23)	

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25 I, Michael B. Levin, declare as follows:

26 1. I am a member of Wilson Sonsini Goodrich & Rosati, counsel for third parties
 27 InterDigital Communications, LLC and InterDigital Technology Corporation (collectively
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1 “InterDigital”). I submit this declaration in support of InterDigital’s Emergency Motion for an
2 Order Closing the Courtroom and Sealing the Transcript During Discussion of InterDigital’s
3 Confidential Information. I have personal knowledge of the facts stated herein.

4 2. On Sunday, July 22, 2012, at 12:33 a.m., counsel for Samsung emailed
5 InterDigital a letter notifying it that Samsung has designated potential trial exhibits that contain
6 InterDigital confidential information (or the “InterDigital Confidential Documents”).
7 Specifically, the InterDigital Confidential Documents included in the trial exhibits identified by
8 Samsung in its letter consist of the following: (a) a Patent License and Settlement Agreement
9 entered into as of November 24, 2008, between Samsung and InterDigital (the “Samsung–
10 InterDigital PLA”) – included in Trial Exhibit 77; (b) a table summarizing key terms of the
11 Samsung–InterDigital PLA, attached as Exhibit 3A to Samsung’s Expert Report of David Teece,
12 dated March 22, 2012 – included in Trial Exhibit 630; and (c) a table summarizing key terms of
13 the Wireless Patent License Agreement between Apple Inc. and InterDigital (the “Apple–
14 InterDigital PLA”), attached as Exhibit 3B to Samsung’s Expert Report of David Teece, dated
15 March 22, 2012 – included in Trial Exhibit 630.

16 3. InterDigital has requested Samsung to provide Trial Exhibits 77 and 630 in their
17 entirety so as to allow InterDigital to redact its confidential information as presented in those
18 exhibits and lodge them with the Clerk pursuant to Civ. L.R 79-5 (b)-(c). Samsung has not
19 provided these exhibits to InterDigital in their entirety. Thus, InterDigital has only excerpts of
20 these exhibits, as provided to it by Samsung, available for filing with this motion.

21 4. Attached hereto as Exhibit 1 are proposed redacted versions of the InterDigital
22 confidential information included by Samsung in Trial Exhibit 77. The portions that InterDigital
23 requests to be sealed are highlighted in blue.

24 5. Attached hereto as Exhibit 2 are proposed redacted versions of the InterDigital
25 confidential information included by Samsung in Trial Exhibit 630. The portions that
26 InterDigital requests to be sealed are highlighted in blue.

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1 6. Pursuant to Civ. L.R. 7-11, InterDigital has attempted to obtain a stipulation from
2 Apple, Samsung, and Reuters America in connection with this motion. Samsung has agreed to
3 the stipulation. However, a stipulation with Apple and Third Party Intervenor Reuters America
4 has not been reached.

5 I declare under penalty of perjury under the laws of the United States that the foregoing is
6 true and correct.

7 Executed in Philadelphia, Pennsylvania on the 25th day of July, 2012.

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By: /s/ Michael B. Levin
 Michael B. Levin

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ATTESTATION OF E-FILED SIGNATURE

I, Corina I. Cacovean, 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 Michael B. Levin has concurred in this filing.

Dated: July 25, 2012

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

/s/ Corina I. Cacovean
Corina I. Cacovean

Attorneys for Non-Parties
INTERDIGITAL TECHNOLOGY
CORPORATION and
INTERDIGITAL COMMUNICATIONS, LLC