

Exhibit 1

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

APPLE INC., a California
corporation,

Plaintiff and
Counter-Defendant

vs. CASE NO.
11-cv-01846-LHK (PSG)

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,

Defendant and
Counterclaimant.

_____ /

CONFIDENTIAL - ATTORNEYS' EYES ONLY
DEPOSITION OF PRIYA BALASUBRAMANIAM
July 17, 2012

Job No. 51742
Reported by: LAURA AXELSEN, CSR NO. 6173
RMR, CRP, CLR

Page 2	Page 3
<p>1 BE IT REMEMBERED THAT, pursuant to Notice and on 2 Tuesday, July 17, 2012 at 4:04 p.m. thereof at 555 Twin 3 Dolphin Drive, Redwood Shores, California, before me, 4 LAURA AXELSEN, a Certified Shorthand Reporter, personally 5 appeared 6 PRIYA BALASUBRAMANIAM, 7 called as a witness by the Defendants. 8 ---oOo--- 9 APPEARANCES 10 FOR THE PLAINTIFF: 11 12 MORRISON & FOERSTER 13 BY: KENNETH A. KUWAYTI, ESQ. 14 755 Page Mill Road 15 Palo Alto, California 94304 16 17 FOR THE DEFENDANTS: 18 19 QUINN EMANUEL URQUHART & SULLIVAN 20 BY: SCOTT C. HALL, ESQ. 21 555 Twin Dolphin Drive 22 Redwood Shores, California 94065 23 24 There also being present Cyndy Wheeler, Apple 25 In-House counsel, and Sean McGrath, video operator.</p>	<p>1 INDEX 2 3 PAGE 4 EXAMINATION BY MR. HALL 4 5 EXAMINATION BY MR. KUWAYTI 28 6 7 ---oOo--- 8 9 Exhibits previously marked and attached hereto: 10 11 Plaintiff's Exhibit No. 8 - Apple Products 12 Lutton Exhibit No. 7 - United States Design Patent No. 13 US D618,677S 14 15 ---oOo--- 16 17 18 19 20 21 22 23 24 25</p>
Page 4	Page 5
<p>1 VIDEO OPERATOR: Good afternoon. This is the 16:04 2 start of disc number 1 of the videotaped deposition of 3 Priya Balasubramaniam in the matter of Apple, 4 Incorporated, versus Samsung Electronics Company, Limited, 5 et al. In the U.S. District Court, Northern District of 16:04 6 California, San Jose Division. Case number 7 11-cv-01846-LHK, parentheses, PSG, close parentheses. 8 This deposition is being held at 555 Twin 9 Dolphin Drive, Redwood Shores, California on July 17th, 10 2012, at approximately 4:04 p.m. 16:04 11 My name is Sean McGrath. I'm the legal video 12 specialist from TSG Reporting, Incorporated, headquartered 13 at 747 3rd Avenue, New York, New York. The court reporter 14 is Laura Axelsen in association with TSG Reporting. 15 Will counsel please introduce yourselves. 16:05 16 MR. HALL: Scott Hall, Quinn Emanuel, for 17 Samsung. 18 MR. KUWAYTI: Ken Kuwayti for the plaintiff 19 Apple Incorporated. 20 MS. WHEELER: Cyndi Wheeler from Apple. 16:05 21 VIDEO OPERATOR: Will the court reporter please 22 swear in the witness, and we can proceed. 23 PRIYA BALASUBRAMANIAM 24 having been duly sworn, testified as follows: 25 EXAMINATION BY MR. HALL 16:05</p>	<p>1 MR. HALL: Q. Good afternoon. 16:05 2 A. Good afternoon. 3 Q. Would you please state and spell your full name 4 for the record? 5 A. Priya Balasubramaniam, P-r-i-y-a, 16:05 6 B-a-l-a-s-u-b-r-a-m-a-n-i-a-m. 7 Q. And where do you currently reside? 8 A. Cupertino. 9 Q. And have you ever had your deposition taken 10 before? 16:06 11 A. Yes. 12 Q. Okay. So you know a little bit about the 13 process, and I'll ask a few questions. Your lawyers may 14 make some objections, but please answer questions unless 15 they instruct you not to. 16:06 16 Do you understand that you're testifying under 17 oath here today? 18 A. Yes, I do. 19 Q. And is there any reason why you can't give your 20 best testimony today? 16:06 21 A. No. 22 Q. If -- if there's anything that's not clear to 23 you in the questions I ask, please let me know, and I'll 24 try to rephrase it. 25 A. Yes. 16:06</p>

Page 30

1 functional reason that you were aware of why that display 16:41
 2 had to be darker when the screen was turned off?
 3 A. Functional reason?
 4 Q. Yes.
 5 A. No. 16:41
 6 Q. Uhm, did you have any understanding as to what
 7 purpose there was, then, to having the screen be darker
 8 when the display was turned off?
 9 A. From what I've been told in discussions, the
 10 purpose was the look, how the product looked. 16:41
 11 MR. KUWAYTI: No further questions.
 12 MR. HALL: We're done.
 13 VIDEO OPERATOR: This marks the end of volume 1,
 14 disc 1 and concludes the deposition of Priya
 15 Balasubramaniam. The time is 4:41 p.m., and we are off 16:41
 16 the record.
 17 (The deposition was concluded at 4:41 p.m.)
 18
 19
 20
 21
 22 _____
 23 PRIYA BALASUBRAMANIAM
 24
 25

Page 31

1 CERTIFICATE
 2
 3 I, the undersigned, a Certified Shorthand Reporter,
 4 State of California, hereby certify that the witness in
 5 the foregoing deposition was by me first duly sworn to
 6 testify to the truth, the whole truth, and nothing but the
 7 truth in the within-entitled cause; that said deposition
 8 was taken at the time and place therein stated; that the
 9 testimony of the said witness was reported by me, a
 10 disinterested person, and was thereafter transcribed under
 11 my direction into typewriting; that the foregoing is a
 12 full, complete, and true record of said testimony; and
 13 that the witness was given an opportunity to read it and,
 14 if necessary, correct said deposition and to subscribe the
 15 same.
 16 I further certify that I am not of counsel or
 17 attorney for either or any of the parties in the foregoing
 18 deposition and caption named, nor in any way interested in
 19 the outcome of the cause named in said caption.
 20 Executed this 17th day of July, 2012.
 21
 22 _____
 23 LAURA AXELSEN, C.S.R. 6173
 24
 25

Page 32

1 ERRATA SHEET FOR THE TRANSCRIPT OF:
 2 Case Name: Apple vs. Samsung Electronics
 3 Dep. Date: July 17, 2012
 4 Deponent: Priya Balasubramaniam
 5 Pg. Ln. Now reads Should read Reason
 6 _____
 7 _____
 8 _____
 9 _____
 10 _____
 11 _____
 12 _____
 13 _____
 14 _____
 15 _____
 16 _____
 17
 18
 19 _____
 20 SIGNATURE OF DEPONENT
 21 SUBSCRIBED AND SWORN BEFORE ME
 22 THIS ___ DAY OF _____, 2012
 23
 24 _____
 25 (Notary Public) MY COMMISSION EXPIRES: _____

1
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25