

Exhibit 10  
(Submitted Under Seal)

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA  
3 SAN JOSE DIVISION  
4

5 APPLE INC., a California  
6 corporation,

7 Plaintiff,

8 vs.

CASE NO. 11-cv-01846-LHK

9 SAMSUNG ELECTRONICS CO.,  
10 LTD., a Korean business  
11 entity; SAMSUNG ELECTRONICS  
12 AMERICA, INC., a New York  
13 corporation; SAMSUNG  
14 TELECOMMUNICATIONS AMERICA,  
15 LLC, a Delaware limited  
16 liability company,  
17 Defendants.

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19 C O N F I D E N T I A L  
20 A T T O R N E Y S E Y E S O N L Y

21 VIDEOTAPED DEPOSITION OF BRIAN Q. HUPPI  
22 REDWOOD SHORES, CALIFORNIA  
23 TUESDAY, OCTOBER 18, 2011

24 BY: ANDREA M. IGNACIO HOWARD, CSR, RPR, CCRR, CLR.  
25 CSR LICENSE NO. 9830  
JOB NO. 42679

1 TUESDAY, OCTOBER 18, 2011

2 9:38 a.m.

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5  
6 VIDEOTAPED DEPOSITION OF BRIAN Q. HUPPI,  
7 taken at QUINN EMANUEL URQUHART &  
8 SULLIVAN, LLP, 555 Twin Dolphin Drive,  
9 Suite 560, Redwood Shores, California,  
10 Pursuant to Notice, before me,  
11 ANDREA M. IGNACIO HOWARD, CLR, CCRR, RPR,  
12 CSR License No. 9830.

1     A P P E A R A N C E S :

2

3             FOR APPLE INC. :

4             MORRISON & FOERSTER

5             By:    JASON BARTLETT, Esq.

6             425 Market Street

7             San Francisco, California 94105

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12             FOR SAMSUNG ELECTRONICS CO. LTD :

13             QUINN EMANUEL URQUHART & SULLIVAN

14             By:    BRIAN E. MACK, Esq.

15             50 California Street

16             San Francisco, California 94111

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20             ALSO PRESENT:   Pete Sais, Videographer

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1 right?

2 MR. BARTLETT: Objection; calls for  
3 speculation.

4 THE WITNESS: That's my understanding.

5 MR. MACK: Okay.

6 Q Do you know which approach Apple ultimately  
7 moved forward with?

8 MR. BARTLETT: Objection; lacks foundation.

9 THE WITNESS: Well, I don't think we moved  
10 forward with either of these two, really. The  
11 implementation that we moved forward with, that became  
12 our working prototypes, didn't use self-capacitance,  
13 which is what FingerWorks was offering.

14 MR. MACK: Okay.

15 Q Are you aware of any --

16 A So --

17 Q Oh, I'm sorry.

18 A No, that's it.

19 Q Were you aware of any mutual-capacitance  
20 touch panel that FingerWorks was offering?

21 A Any mutual-capacitance? Is that what you  
22 said?

23 Q (Counsel nods head.)

24 A No, not that I was aware of, no.

25 Q Okay. Not in the September 2003 time frame,

1 and reserve right for review.

2 MR. MACK: Great. Thank you.

3 THE WITNESS: Thank you.

4 THE VIDEOGRAPHER: This marks the end of  
5 Volume I, Disc 3, and concludes today's deposition of  
6 Brian Huppi.

7 The time is 3:17 p.m., and we are off the  
8 record.

9 (WHEREUPON, the deposition end the at  
10 3:17 p.m.)

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J U R A T

I, BRIAN Q. HUPPI, do hereby certify under  
Penalty of perjury that I have read the  
foregoing transcript of my deposition taken  
on October 18, 2011; that I have made such  
corrections as appear noted herein in ink,  
initialed by me; that my testimony as  
contained herein, as corrected, is true and  
correct.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2011,  
at \_\_\_\_\_, California.

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BRIAN Q. HUPPI

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CERTIFICATE OF REPORTER

I, ANDREA M. IGNACIO HOWARD, hereby certify that the witness in the foregoing deposition was by me duly sworn to tell the truth, the whole truth, and nothing but the truth in the within-entitled cause;

That said deposition was taken in shorthand by me, a Certified Shorthand Reporter of the State of California, and was thereafter transcribed into typewriting, and that the foregoing transcript constitutes a full, true and correct report of said deposition and of the proceedings which took place;

That I am a disinterested person to the said action.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of October, 2011.

\_\_\_\_\_  
ANDREA M. IGNACIO HOWARD, RPR, CCRR, CLR, CSR No. 9830