

EXHIBIT 12
FILED 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.) No. 11-CV-01846-LHK
 9 SAMSUNG ELECTRONICS CO., LTD,)
 10 a Korean business entity;)
 11 SAMSUNG ELECTRONICS AMERICA,)
 12 INC., a New York corporation;)
 13 SAMSUNG TELECOMMUNICATIONS)
 14 AMERICA, LLC, a Delaware)
 15 limited liability company,)
 16 Defendants.)
 17)

18
 19 HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY
 20 VIDEOTAPED DEPOSITION OF GREG CHRISTIE
 21 TUESDAY, OCTOBER 18, 2011
 22

23 REPORTED BY:
 24 JANIS JENNINGS, CSR 3942, CLR, CCRR
 25 JON NO: 42882

1 material there. If you want to look at the -- if
2 you want to ask him about the technical material in
3 the body of the patent, that might be productive.
4 But I think asking him just to read the claims is
5 not fair and is harassing.

6 MS. DUCCA: Counsel, you had the witness
7 come in without reading the patent. I'll take the
8 deposition the way we need to take the deposition.
9 I'm trying to figure out if he's even an inventor.
10 He can't tell me what he invented.

11 MR. JACOBS: I don't think you've asked
12 that question very well.

13 MS. DUCCA: I asked him what he invented.
14 He told me he can't tell me.

15 BY MS. DUCCA:

16 Q. Can you tell me what you invented in the
17 '163 patent, sitting here today?

18 MR. JACOBS: Objection. Form. Calls for
19 a legal conclusion.

20 THE WITNESS: Without reviewing the
21 claims and coming to agreement on words that may
22 be foreign to my day-to-day use and my job and in
23 my communication, I cannot answer that question
24 accurately.

25 BY MS. DUCCA:

1 Q. What is a structured electronic document?

2 A. I don't use that term.

3 Q. Okay. What do you believe a structured
4 electronic document to be?

5 A. If I don't use the term, I can't believe
6 what it is.

7 Q. Is a web page a structured electronic
8 document?

9 A. I don't know.

10 Q. Can it be?

11 A. I don't know.

12 Q. What is a box?

13 A. A box?

14 MR. JACOBS: Objection. Vague and
15 ambiguous.

16 THE WITNESS: A box is a figure comprised
17 of four sides.

18 BY MS. DUCCA:

19 Q. What is a box in the context of claim 2?

20 MR. JACOBS: Object to the form. Calls
21 for a legal conclusion. Lacks foundation.

22 THE WITNESS: What is a box... A box
23 of content... Well, that interesting. I'm guessing
24 that a box is an area with four sides.

25 BY MS. DUCCA:

1 Q. Does it have to have four sides?

2 MR. JACOBS: Lack of foundation. Calls
3 for speculation. Calls for a legal conclusion.

4 THE WITNESS: Does it have to have four
5 sides? I don't know the answer to that in the
6 context of claim 2.

7 BY MS. DUCCA:

8 Q. And just to be clear, sitting here today,
9 you can't -- you as an inventor on the patent cannot
10 tell me what a structured electronic document is?

11 A. I don't use the term "structured
12 electronic document."

13 Q. Is that a yes or a no? Can you tell me
14 what it means? I don't care whether you use it or
15 not.

16 A. It's not a phrase I use; therefore, I
17 don't know what it means.

18 Q. So then sitting here today as an inventor
19 on the '163 patent, you cannot tell me what a
20 structured electronic document is; correct?

21 A. That is correct.

22 Q. What is a gesture?

23 A. In what sense?

24 Q. In the sense of claim 2.

25 A. In the sense of claim 2...