

EXHIBIT 1

In The Matter Of:

CERTAIN ELECTRONIC DEVICES INCLUDING WIRELESS, ET AL.

SEUNG-HO AHN

March 15, 2012

***CONFIDENTIAL BUSINESS INFORMATION
SUBJECT TO PROTECTION ORDER***

MERRILL CORPORATION

LegalLink, Inc.

179 Lincoln Street
Suite 401
Boston, MA 02110
Phone: 617.542.0039
Fax: 617.542.2119

UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C.

In the Matter of

CERTAIN ELECTRONIC DEVICES) Investigation
INCLUDING WIRELESS,) No. 337-TA-794
ET AL.,)
_____)

"CONFIDENTIAL BUSINESS INFORMATION
SUBJECT TO PROTECTIVE ORDER"

VIDEOTAPED DEPOSITION OF SEUNG-HO AHN

Thursday, March 15, 2012

AT: 9:00 a.m.

Taken at:

Renaissance Seoul Hotel
Seoul, S. Korea

Court Reporter:

Jeanne Bullis
RPR, CSR

1 IN THE UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN JOSE DIVISION
4 APPLE INC., a California)
5 corporation,)
6)
7 Plaintiff,)
8)
9 vs) Case No.
10) 11-cv-01846-LHK
11 SAMSUNG ELECTRONICS CO.,)
12 LTD., a Korean business)
13 entity; SAMSUNG)
14 ELECTRONICS AMERICA,)
15 INC., a New York)
16 corporation, SAMSUNG)
17 TELECOMMUNICATIONS)
18 AMERICA, LLC, a Delaware)
19 limited liability company,)
20)
21 Defendants.)
22)
23 _____)

24 "CONFIDENTIAL - ATTORNEYS' EYES ONLY"

25 VIDEOTAPED DEPOSITION OF SEUNG-HO AHN

 Thursday, March 15, 2012

 AT: 9:00 a.m.

 Taken at:

 Renaissance Seoul Hotel
 Seoul, South Korea

 Court Reporter:

 Jeanne Bullis
 RPR, CSR

1 A P P E A R A N C E S

2

3 APPEARING ON BEHALF OF THE PLAINTIFF:

4

5 JOSEPH MUELLER, ESQ.
6 Wilmer, Cutler, Pickering, Hale & Dorr, LLP
7 60 State Street
8 Boston, MA 02109
9 (617) 526-6396
10 joseph.mueller@wilmerhale.com

11

12 APPEARING ON BEHALF OF THE DEFENDANT:

13

14 THOMAS D. PEASE, ESQ.
15 Quinn, Emanuel, Urquhart & Sullivan, LLP
16 51 Madison Avenue
17 22nd Floor
18 New York, NY 10010
19 (212) 849-7223
20 thomaspease@quinnemanuel.com

21

22

23

24

25 INTERPRETERS:

26

27 Ted Kim - Main Interpreter
28 Ann Park - Check Interpreter

29

30

31 ALSO PRESENT:

32

33 Brian Kim - Samsung

34

35 VIDEOGRAPHER:

36

37 Joe Cheung

38

39

40

41

42

43

09:53:11 1 A. Yes.

09:53:12 2 Q. And this is 2000, when you graduated?

09:53:21 3 A. Yes.

09:53:22 4 Q. For how long did you work for that law firm?

09:53:33 5 A. I worked there for two years prior to

09:53:44 6 graduation. Subsequent to my graduation, I worked

09:53:49 7 there one, possibly up to two years.

09:53:53 8 Q. Where was this, which location?

09:54:00 9 A. San Jose, California.

09:54:04 10 Q. And what did you do after you completed your

09:54:06 11 work at this law firm?

09:54:19 12 A. I rejoined Samsung Electronics.

09:54:24 13 Q. And what was your position when you rejoined

09:54:26 14 Samsung?

09:54:36 15 A. I was the team leader for the IP team at LCD

09:54:53 16 business division.

09:54:56 17 Q. What were your responsibilities in that

09:54:58 18 position?

09:55:12 19 A. I handled all aspects relating to patent

09:55:17 20 prosecution, license, for the LCD business division.

09:55:23 21 Q. For how long did you serve in that position?

09:55:39 22 A. Seven, eight years. I'm not sure. Say about

09:55:45 23 eight years.

09:55:48 24 Q. And what was your next position?

09:56:13 25 A. Thereafter, I became the team leader for IP

09:56:28 1 strategy at the site which is Samsung Advanced
09:56:36 2 Institute Of Technology.
09:56:39 3 Q. What were your responsibilities in that role?
09:56:50 4 A. It just had to do with the patent prosecution
09:57:18 5 for the SAIT itself, as well as the common aspect or
09:57:27 6 commonalities for, or the patents aspects throughout
09:57:32 7 the SEC; that is, not just confined to any particular
09:57:38 8 division.
09:57:41 9 Q. What types of technologies does Samsung
09:57:48 10 develop at the SAIT?
09:57:56 11 A. I do not really know.
09:58:00 12 Q. You don't know?
09:58:05 13 CHECK INTERPRETER: "I don't really know the
09:58:07 14 details."
09:58:08 15 Q. Can you tell me at the high level the types
09:58:12 16 of technologies that SAIT develops?
09:58:25 17 MR. PEASE: Objection, vague.
09:58:43 18 A. Well, each of the business divisions would
09:58:47 19 develop technology related to that particular business
09:58:52 20 division, and so what's developed at the site is
09:59:02 21 technology that is not related to any particular
09:59:09 22 business division.
09:59:11 23 Q. It would be general scientific research, for
09:59:14 24 example?
09:59:23 25 A. That would be an example as well.

09:59:25 1 Q. Can you think of other examples?

09:59:37 2 A. My understanding is that bio, biotechnology,
09:59:45 3 is also carried out there.

09:59:50 4 Q. And I believe you said that during this time
09:59:52 5 period, you were also developing IP strategy for other
09:59:57 6 business groups; is that right?

10:00:10 7 A. No.

10:00:15 8 Q. Did you have any duties that went beyond the
10:00:20 9 SAIT?

10:00:24 10 A. Well, even then I still carried out the
10:00:51 11 duties of IP for the LCD business division. Let me
10:00:59 12 elaborate.

10:01:01 13 I did not handle all aspects of IP for the LCD
10:01:19 14 business division. That is, I did not handle patent
10:01:23 15 prosecution. But I did handle license or licensing
10:01:29 16 for the LCD IP.

10:01:36 17 Q. So you kept your LCD licensing duties even
10:01:41 18 after you joined the SAIT?

10:01:52 19 A. Correct.

10:01:52 20 Q. Were you doing anything else at the time you
10:01:56 21 were working with the SAIT?

10:02:06 22 MR. PEASE: Objection, vague.

10:02:07 23 A. No.

10:02:09 24 BY MR. MUELLER:

10:02:09 25 Q. For how long did you work with the SAIT?

10:02:21 1 A. A year, year and a half.

10:02:25 2 Q. And you began work there about, when was it,

10:02:28 3 2009, 2010?

10:02:38 4 A. I think that should be about right.

10:02:42 5 Q. Do you recall when you completed your work

10:02:44 6 there, which year?

10:02:50 7 A. That would have been either July or August of

10:02:59 8 2010, but I do not know exactly.

10:03:01 9 Q. What did you do next?

10:03:07 10 A. Thereafter I became the head of the IP

10:03:19 11 center, which I still do.

10:03:20 12 Q. What is the IP center?

10:03:24 13 A. This is the place where it handles, or it

10:03:41 14 oversees the general patent-related work for Samsung

10:03:48 15 Electronics Company.

10:03:54 16 Q. All divisions?

10:04:21 17 A. Well, previously IP teams used to belong to

10:04:26 18 each of the business divisions, but right now you can

10:04:33 19 say that through the IP center, you are able to

10:04:44 20 oversee all the aspects.

10:04:48 21 Q. When was the IP center created?

10:04:54 22 A. Once again, that would have been July or

10:05:04 23 August of 2010, which I'm not quite certain.

10:05:07 24 Q. Were you the first head of the IP center?

10:05:18 25 A. Well, I'm the first head of the IP center in

10:08:28 1 licensing executive at Samsung?

10:08:43 2 A. Yes.

10:08:44 3 Q. To whom do you report?

10:08:50 4 A. That is the CEO.

10:08:58 5 Q. And who directly reports to you?

10:09:08 6 A. There are four team leaders at the IP center.

10:09:18 7 Q. And just so the record is clear, I'm going to

10:09:22 8 ask you to give each person's name, and let's start

10:09:24 9 with the CEO.

10:09:46 10 A. Surname is Choi, and first name Jiseong. A

10:10:00 11 common spelling, but that's probably not the correct

10:10:04 12 spelling. I myself -- I know that that is not it, but

10:10:07 13 I don't know how it is spelled.

10:10:09 14 Q. No problem. And could you name for me,

10:10:12 15 please, sir, the four team leaders that report to you?

10:10:26 16 A. Seung-Geon Park. Minhyung Chung. Jaewan Ji.

10:11:09 17 Gijoong Kang.

10:11:17 18 Q. And I should have asked this earlier, but do

10:11:21 19 you prefer Dr. Ahn or Mr. Ahn?

10:11:29 20 A. (In English) Anything's okay. I forgot the

10:11:32 21 fact that I was a doctor before, so -- all right.

10:11:36 22 Call me Mr. Ahn. That's all right.

10:11:40 23 Q. Thank you. Mr. Ahn, what are your day-to-day

10:11:50 24 responsibilities today at the IP center?

10:12:18 25 A. I think it would be difficult to pinpoint

16:48:20 1 BY MR. MUELLER:

16:48:22 2 Q. Well, Samsung has licensed to companies in
16:48:25 3 the industry patents relating to mobile
16:48:29 4 telecommunications technology; correct?

16:48:45 5 A. Could you repeat that, please?

16:48:47 6 Q. Sure. Samsung has licensed to companies in
16:48:50 7 the industry patents relating to mobile
16:48:53 8 telecommunications technology; correct?

16:49:08 9 MR. PEASE: Objection, vague.

16:49:10 10 A. I do not really know, not exactly.

16:49:15 11 BY MR. MUELLER:

16:49:15 12 Q. You don't know whether Samsung has licensed
16:49:19 13 patents relating to mobile telecommunications
16:49:21 14 technology to companies in the industry?

16:49:41 15 MR. PEASE: Objection, vague.

16:50:48 16 A. Earlier I was referring to the establishment
16:50:51 17 of the IP center, but I did not know of the work
16:50:57 18 related to mobile business division, and after its
16:51:04 19 establishment, there was that work for the mobile
16:51:12 20 business as well as other areas of work. And as far
16:51:19 21 as I can recall, there has not been any such related
16:51:25 22 work in terms of the mobile business division.

16:51:31 23 And on top of which, prior to that time frame,
16:51:38 24 what kind of work had been carried out in terms of the
16:51:44 25 mobile business division, I do not know and I do not

16:51:48 1 recall.

16:51:51 2 (Interpreters conferring.)

16:52:01 3 CHECK INTERPRETER: "Like I told you earlier,
16:52:03 4 before the IP center was formed, I was not involved in
16:52:08 5 the mobile business division, and after the IP center
16:52:11 6 was formed, there was the work that was related to the
16:52:16 7 mobile division, as well as other business divisions.
16:52:19 8 So I do not really recall precisely as to what might
16:52:25 9 have occurred in terms of the business division, the
16:52:28 10 mobile business division. And if you're talking about
16:52:31 11 the time period before the IP center was formed, I do
16:52:36 12 not really know as to what type of activities that
16:52:39 13 they were involved in."

16:52:40 14 BY MR. MUELLER:

16:52:40 15 Q. But since the IP center was formed, you have
16:52:44 16 been involved in mobile telecommunications patent
16:52:47 17 licensing; correct?

16:53:05 18 A. Yes.

16:53:06 19 MR. MUELLER: Let's take a break.

16:53:08 20 VIDEOGRAPHER: Going off the record, here marks
16:53:11 21 the end of tape No. 5. The time is 16:53.
16:53:19 22 (A break was taken.)

17:11:37 23 (Exhibit 8 - 9 marked for identification.)

17:11:38 24 VIDEOGRAPHER: Here marks the beginning of tape
17:11:46 25 No. 6. Going on the record, the time is 17:11.

19:03:17 1 BY MR. MUELLER:

19:03:18 2 Q. Mr. Ahn, as the head --

19:03:23 3 MAIN INTERPRETER: It's not 17, it's 19.

19:03:26 4 VIDEOGRAPHER: Oh, sorry. 19:03.

5 BY MR. MUELLER:

19:03:29 6 Q. Mr. Ahn, as the head of licensing at Samsung,

19:03:32 7 what do you consider the best support for Samsung's

19:03:37 8 demand that Apple pay 2.4% for each relevant end

19:03:42 9 product in return for the rights to Samsung patents

19:03:45 10 essential to comply with ETSI standards?

19:04:36 11 MR. PEASE: Objection. Lacks foundation, calls

19:04:37 12 for a legal conclusion.

19:05:16 13 A. I keep repeating myself here. I'm not the

19:05:18 14 head of licensing, I'm the head of the IP center, of

19:05:24 15 which licensing is but one of the areas, and, as such,

19:05:32 16 I do not get involved directly in the details for

19:05:38 17 licensing, even though I do get reports on them. And

19:05:45 18 I do not exactly know how the percentage was derived.

19:05:52 19 I do not know that directly.

19:05:55 20 BY MR. MUELLER:

19:05:56 21 Q. Mr. Ahn, do you know anything about how the

19:05:58 22 2.4% number was derived?

19:06:12 23 A. No.

19:06:12 24 Q. Do you know any reason or basis to support

19:06:16 25 that number?

1 CERTIFICATE OF DEPONENT

2

3 I, SEUNG-HO AHN, hereby certify that I have read the
4 foregoing pages of my deposition of testimony taken in
5 these proceedings on this 15th day of March, 2012, and
6 with the exception of the changes listed on the next
7 page and/or corrections, if any, find them to be a
8 true and accurate transcription thereof.

9

10

11

12

13

Signed:

14

Name: SEUNG-HO AHN

15

Date:

16

17

18

19

20

21

22

23

24

25