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14 Attorneys for SAMSUNG ELECTRONICS CO.,
 LTD., SAMSUNG ELECTRONICS AMERICA,
 15 INC. and SAMSUNG
 TELECOMMUNICATIONS AMERICA, LLC
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17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION
 19

20 APPLE INC., a California corporation,

21 Plaintiff,

22 vs.

23 SAMSUNG ELECTRONICS CO., LTD., a
 Korean business entity; SAMSUNG
 24 ELECTRONICS AMERICA, INC., a New
 York corporation; SAMSUNG
 25 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,

26 Defendant.
 27

CASE NO. 11-cv-01846-LHK

**DECLARATION OF TODD M. BRIGGS
 IN SUPPORT OF STIPULATION AND
 [PROPOSED] ORDER EXTENDING
 DEADLINE FOR SAMSUNG'S
 DISCOVERY OF APPLE PURSUANT TO
 CIVIL L.R. 6-2(a)**

Trial Date: None

1 I, Todd M. Briggs, declare as follows:

2 1. I am a partner with the law firm of Quinn Emanuel Urquhart & Sullivan LLP and
3 counsel for defendants and counter-claimants Samsung Electronics Co. Ltd., Samsung Electronics
4 America, Inc., and Samsung Telecommunications America, LLC (collectively, “Samsung”). I
5 submit this declaration in support of the parties’ stipulation and proposed order extending the
6 deadline for Samsung’s discovery from Apple, pursuant to Civil L.R. 6-2. I am personally
7 familiar with and knowledgeable about the facts stated in this declaration and if called upon could
8 and would testify competently as to the statements made herein.

9 2. On July 1, 2011, plaintiff, counter-defendant and counter-claimant Apple Inc.
10 (“Apple”) filed a motion for preliminary injunction, seeking in part an order that Apple is entitled
11 to a preliminary injunction based on Samsung’s alleged infringement of U.S. Patent No. 7,469,381
12 (“the ‘381 patent”). *See* Dkt. No. 86.

13 3. On July 2, 2011, the Court invited the parties to provide input regarding a
14 reasonable time frame for briefing and hearing Apple’s motion, noting that the schedule would
15 need to accommodate time to conduct discovery pertinent to the preliminary injunction motion.
16 *See* Dkt. No. 95.

17 4. On July 8, 2011, the parties filed a joint submission regarding the briefing and
18 hearing schedule. *See* Dkt. No. 100.

19 5. On July 18, this Court entered an Order Setting Briefing and Hearing Schedule for
20 Preliminary Injunction Motion (*see* Dkt. No. 115), setting August 8, 2011 as the deadline for
21 Samsung’s discovery from Apple relating to the preliminary injunction motion.

22 6. Since Apple filed its preliminary injunction motion, the parties have worked to
23 schedule the depositions of witnesses with information to Apple’s motion. Those witnesses
24 include Bas Ording, the sole named inventor of the ‘381 patent which is one of the subjects of
25 Apple’s preliminary injunction motion; and Ravin Balakrishnan, who provided an expert
26 declaration in support of Apple’s preliminary injunction motion. Dkt. No. 91.

27 7. Despite the parties’ best efforts to schedule the depositions within the deadline set
28 by the Court’s July 18, 2011 Order, counsel for the parties and Mr. Ording are not available for

1 Mr. Ording's deposition until August 9, 2011, and counsel for the parties and Dr. Balakrishnan are
2 not available until August 16, 2011 for Dr. Balakrishnan's deposition.

3 8. The parties have not previously modified the Court's July 18, 2011 Order setting
4 the briefing and hearing schedule for Apple's preliminary injunction motion.

5 9. The requested time modification should not have any effect on the remainder of the
6 schedule for this case.

7 I hereby declare under penalty of perjury under the laws of the United States that the
8 foregoing is true and correct.

9

10 DATED: August 8, 2011

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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By /s/ Todd M. Briggs
Todd M. Briggs
Attorneys for Defendants/Counter-Claimants
SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC.
and SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC

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