# **EXHIBIT G**

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## Exhibit A

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	Page 1
1	UNITED STATES DISTRICT COURT
2	NORTHERN DISTRICT OF CALIFORNIA
3	SAN JOSE DIVISION
4	APPLE INC., a California
	corporation,
5	
6	Plaintiff,
7	vs. Case No. 11-cv-01846-LHK
8	SAMSUNG ELECTRONICS CO., LTD.,
	a Korean business entity;
9	SAMSUNG ELECTRONICS AMERICA,
	INC., a New York corporation;
10	SAMSUNG TELECOMMUNICATIONS
	AMERICA, LLC, a Delaware
11	limited liability company,
12	Defendants.
	/
13	
14	
15	CONFIDENTIAL
16	ATTORNEYS' EYES ONLY
17	
18	VIDEOTAPED DEPOSITION OF RICHARD HOWARTH
	San Francisco, California
19	Monday, July 16, 2012
20	
21	
22	Reported by:
	LORRIE L. MARCHANT, CSR No. 10523
23	RPR, CRR, CCRR, CLR
24	JOB NO. 51740
25	

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1 2 3	Page 58		Page 59
2	designing the when the team was designing the 03:50	1	this Sony style. 03:52
	iPhone, we we wondered, as you might, just 03:50	2	A. Well, I remember that we were heading 03:52
5	what what might the competition would do. There 03:51	3	down we we were working on, you know, 03:52
4	was no competition for us at the time. 03:51	4	different directions. And Shin and I walked over to 03:52
5	But it was we wondered, well, yeah, 03:51	5	the table when when he was just starting to think 03:52
6	what what what might Sony, you know, for 03:51	6	about it, and the project design table, and we 03:52
7	instance do if they were if they had our 03:51	7	were having a chat about it. 03:52
8	technology and and would create that product. 03:51	8	And we picked up a model off the table 03:52
9	So I think Jony asked him to to have a 03:51	9	that that we liked, that we had done previously. 03:52
10	look and see, since he was Japanese, what he might 03:51	10	And and so Shin was going to base the design 03:53
11	do. 03:51	11	his, you know, exploration on this model and add a 03:53
11	Q. Is there anything else that you can 03:51	12	few Sony-esque sort of details to it. Because 03:53
13	remember about the about the project that 03:51	13	that's yeah, that's what we that's what we 03:53
13 14		14	-
14 15	5 5	15	wanted to do.03:53Q. Anything else you can remember?03:53
15 16	A. I'm not sure it was a project. But, you03:51know, just a little aside, really.03:51	15 16	Q. Anything else you can remember?03:53A. Not not a lot, really. No.03:53
10 17	Q. I regardless of whether it's a project 03:51	10 17	A. Not not a lot, really. No. 03:55 Q. Let me show you what was previously marked 03:53
17 18	or exercise, whatever the case may be, do you 03:51	18	as Exhibit 1172. And for the record, we're we 03:53
18 19		19	
20	, , , , , , , , , , , , , , , , , , ,	20	
	<ul><li>A. I remember not in huge, massive detail. 03:52</li><li>Q. But, generally speaking and by the way, 03:52</li></ul>		
21 22		21 22	Q. Do you recognize what's shown here in 1172 03:54
22 23		22	as the Sony-style design that Mr. Nishibori was 03:54 working on that you were discussing? 03:54
		23 24	8
24 25	trying to find out if there's anything so far that 03:52		A. It looks it looks pretty similar to it, 03:54
25	you recall generally about what Mr. Nishibori did on 03:52	25	m-hm. 03:54
	Page 60		Page 61
1	Q. And the model that you referred to, did it 03:54	1	A. The connector on the bottom perhaps looks a 03:56
2	look like this design that's shown in the the CAD 03:54	2	little bit like a Sony-ish connector. 03:56
3	drawings here, Exhibit 1172? 03:55	3	Q. On the back side, where the camera lens is 03:56
4	A. Which model? 03:55	4	depicted, was that something that Mr. Nishibori 03:56
5	Q. The one that you're referring to where you 03:55	5	added to it? 03:56
6	and Mr. Nishibori were were walking and had 03:55	6	A. I don't think so. I think we had we had 03:56
7	picked up a model. 03:55	7	a camera in the corner already. 03:56
8	A. It was similar to this. It looks like 03:55	8	Q. And then that preexisting model that you're 03:57
9	pretty similar to this if you took the Sony details, 03:55	9	referring to, did it have exactly the same shape as 03:57
1 0	Sony-ish details off that he added. 03:55	10	what's shown here in the CAD drawings? 03:57
10	Q. And so when you're referring to "the 03:55	11	MS. TAYLOR: Objection. Vague. 03:57
11		11.0	THE WEINER Important it had 02.57
11 12	details," please identify for me what are the 03:55	12	THE WITNESS: I'm not sure if it had 03:57
11 12 13	portions of what's shown here in Exhibit 1172 that 03:55	13	exactly the same shape as that in the CAD drawings. 03:57
11 12 13 14	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55	13 14	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57
11 12 13 14 15	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55	13 14 15	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57
11 12 13 14 15 16	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55A. It looks it was a long time ago, but I03:55	13 14 15 16	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57
11 12 13 14 15 16 17	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55A. It looks it was a long time ago, but I03:55think it was the receiver detail right there looks a03:55	13 14 15 16 17	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57
11 12 13 14 15 16 17 18	portions of what's shown here in Exhibit 1172 that 03:55 Mr. Nishibori came up with as opposed to what was 03:55 that preexisting design that you're referring to. 03:55 A. It looks it was a long time ago, but I 03:55 think it was the receiver detail right there looks a 03:55 little like that was different than what we 03:55	13 14 15 16 17 18	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57 Q. And did the the preexisting model that 03:57
11 12 13 14 15 16 17 18 19	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55A. It looks it was a long time ago, but I03:55think it was the receiver detail right there looks a03:55little like that was different than what we03:55the model that was on the table.03:56	13 14 15 16 17 18 19	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57 Q. And did the the preexisting model that 03:57 you're referring to, did that have a name? 03:57
11 12 13 14 15 16 17 18 19 20	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55A. It looks it was a long time ago, but I03:55think it was the receiver detail right there looks a03:55little like that was different than what we03:55the model that was on the table.03:56The Sony the buttons here on the bottom03:56	13 14 15 16 17 18 19 20	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57 Q. And did the the preexisting model that 03:57 you're referring to, did that have a name? 03:57 A. I don't know if it had a name. It 03:57
11 12 13 14 15 16 17 18 19 20 21	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55A. It looks it was a long time ago, but I03:55think it was the receiver detail right there looks a03:55little like that was different than what we03:55the model that was on the table.03:56The Sony the buttons here on the bottom03:56look like they were sort of added. And the Sony03:56	13 14 15 16 17 18 19 20 21	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57 Q. And did the the preexisting model that 03:57 you're referring to, did that have a name? 03:57 A. I don't know if it had a name. It 03:57 looked it looked like that (indicating). 03:57
11 12 13 14 15 16 17 18 19 20 21 22	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55A. It looks it was a long time ago, but I03:55think it was the receiver detail right there looks a03:55little like that was different than what we03:55the model that was on the table.03:56The Sony the buttons here on the bottom03:56look like they were sort of added. And the Sony03:56logo and this what looks like it's sort of the03:56	13 14 15 16 17 18 19 20 21 22	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57 Q. And did the the preexisting model that 03:57 you're referring to, did that have a name? 03:57 A. I don't know if it had a name. It 03:57 looked it looked like that (indicating). 03:57 Q. And for the record, you're referring to 03:57
11 12 13 14 15 16 17 18 19 20 21 22 23	portions of what's shown here in Exhibit 1172 that 03:55 Mr. Nishibori came up with as opposed to what was 03:55 that preexisting design that you're referring to. 03:55 A. It looks it was a long time ago, but I 03:55 think it was the receiver detail right there looks a 03:55 little like that was different than what we 03:55 the model that was on the table. 03:56 The Sony the buttons here on the bottom 03:56 look like they were sort of added. And the Sony 03:56 logo and this what looks like it's sort of the 03:56 green button on the side, the jog dial, kind of 03:56	13 14 15 16 17 18 19 20 21 22 23	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57 Q. And did the the preexisting model that 03:57 you're referring to, did that have a name? 03:57 A. I don't know if it had a name. It 03:57 Iooked it looked like that (indicating). 03:57 Q. And for the record, you're referring to 03:57 the the model that's on the left, on page ending 03:57
11 12 13 14 15 16 17 18 19 20 21 22	portions of what's shown here in Exhibit 1172 that03:55Mr. Nishibori came up with as opposed to what was03:55that preexisting design that you're referring to.03:55A. It looks it was a long time ago, but I03:55think it was the receiver detail right there looks a03:55little like that was different than what we03:55the model that was on the table.03:56The Sony the buttons here on the bottom03:56look like they were sort of added. And the Sony03:56logo and this what looks like it's sort of the03:56	13 14 15 16 17 18 19 20 21 22	exactly the same shape as that in the CAD drawings. 03:57 Similar. 03:57 BY MR. ZELLER: 03:57 Q. Do you recall if there were differences? 03:57 A. I can't recall exactly right now. 03:57 Q. And did the the preexisting model that 03:57 you're referring to, did that have a name? 03:57 A. I don't know if it had a name. It 03:57 looked it looked like that (indicating). 03:57 Q. And for the record, you're referring to 03:57

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Page 62Page 621Q. All right. We're ging to come back to03:581A. They seem pretty similar." whats03:592that in a moment. I just wanted to make save weal 03:582Q. And when you say "pretty similar." whats03:593a clear record on what you were pointing to.03:583shown there in 1072, in that respect does the hand03:595Q. In terms of the - just that - that shape,03:587N. Roughly.03:5906the rectangular shape with the rounded corners.03:587make any changes to that - that band apart from the03:599whether Mr. Nishibori douged doos at all?03:581N. I fau't be sare exactly.03:5910THE WITNESS: Tho save whether the03:5812A. This one (indicating)?03:5912changed them.03:5812N. This one (indicating)?03:5913BY MR. ZILLE:03:5812N. Har the sare exactly.04:0014Q. And then youll see that there's that - in03:5815Because in your e-mail - and this in04:0015there's a band there.03:5815Because in your e-mail - and this is 04:001516A. I char how what marking it is 04:0014A. Start referring to?03:581517you say 'it's only half a step away from ''?04:30304:0004:0018A. Unde you say with were the sides? More like whaf's03:5924A. I see that?04:00<		D ()		
211 <td< td=""><td></td><td></td><td></td><td></td></td<>				
3aclear record on what you were pointing to.03:583shown there in 1/2, in fur respect does the hand03:594A. Okay.03:581look similar to the model that's shown here in 562?03:595Q. In terms of the just that that shope,03:586Q. And do you recall whether Mr. Nishibori05:597exactly as it's shown here in the CAD drawings of03:5889N. Carbibit 1172, are you able to say one way or another03:588ps whether Mr. Nishibori changed those at all?03:581Q. And focusing, then, on that preexisting03:5910MS. TAYLOR: Asked and answerd.03:581Q. And focusing, then, on that preexisting03:5911THE WITNESS: I'm not sure whether he03:581N. Ioan't pous estimation of 04:0012changed them.03:581Model that you saw, who created that design?03:5913BY MR. ZELLER:03:581Because in your e-mail and this is on04:0014Q. And then yould see that ther's that in 03:581Because in your e-mail and this is on04:0015shown here on the first page of 1172.03:581Because in your e-mail and this is on04:0015there e due that you way that as parving in the sory set hat material its, but I see03:581Because in your e-mail and this is on04:0016do no keas that shand portion that's depicted03:581A. Sorry.04:00116do no			1	
4A. Okay.03:584look similar to the model that's shown here in 562?03:595Q. In terms of thejust hat that shape, 03:585A. Roughly.03:596the rectangular shape with the rounded corners,03:5877exactly as it's shown here in the CAD drawings of 03:5879whether Mr. Nishibori changed those at all?03:5889whether Mr. Nishibori changed those at all?03:581010MS. TAVLOR: Asked and answered.03:581011THE WITNESS: I'n not sure whether he03:581112changed them.03:581213BY MR. ZELLER:03:5813Q. Well, 1 - lett methynase the question, 04:0014Q. And then you'll see that there's that - in03:581515the side views ther's the metal bank idto of design03:581516show here on the first page of 1172.03:581517You see what I'm referring to?03:581818A. I don't know what material it is, but I see03:581819there's in band portion that's depicted05:581810Q. And was that band portion that's depicted05:581414that you say kine no size? More like what's03:5915you say 'i's only half a step away from??04:0016shown here in TX562?03:592417you say 'i's only half a step away from??04:0018A. Yeah. <td< td=""><td></td><td>-</td><td>2</td><td></td></td<>		-	2	
5Q.In terms of the – just that – that shape, $0.358$ 5A.Roughly, $0.359$ 6the rectangular shape with the rounded comers, $0.358$ 6Q.And do you recall whether Mr. Nishibori $0.3559$ 7made any changes to that – that band apart from the $0.359$ 9N.A.8Eshthis 1172, are you able to say one way or another $0.358$ 9N.A.9whether Mr. Nishibori changed those at all? $0.358$ 0.And foxour recall whether Mr. Nishibori changed those at $0.358$ 1010MS. TAYLOR: Asked and answered. $0.358$ 12A.Change of the – jour security. $0.359$ 12changed them. $0.358$ 12A.Tao the sure exactly. $0.359$ 13THE WITNESS: I'm not sure whether he $0.358$ 13the side views there's the metal band kind of design $0.358$ 14the, for a moment. $0.400$ 15the side views there's the metal band kind of design $0.358$ 15Because in your e-ranil – and this is on $0.400$ 16shown here on the first page of $1172$ . $0.358$ 16the first page of $1.5562$ – you refer to "what Shin $0.4:00$ 16shown here in the CAD drawings also part of that model $0.558$ 20only half a step away from where were were whithe20Q. And was that band portion that's depiced $0.558$ 21A. Methan you go to say. Also note that it's $0.4:00$ 21that – that you saw that was preexisting? $0.558$ 24A. Isee that. $0.4:00$ 23A. Yeah. $0.3:$	3			-
6the rectangular shape with the rounded corners,03:586Q. And do your recall whether N. Nishibori03:597exactly as ifs shown here in the CAD drawings of03:587made any changes to that - that band apart from the03:599Whether M. Nishibori changed floses at all?03:589A. I can't be sure exactly.03:5910MS. TAVLOC Asked and answered03:5810Q. And focusing, then, on that preexisting03:5912changed fhem.03:5811model that you saw, who created that design?03:5913BY MR. ZELLER:03:5812A. This one (indicating)?03:5914Q. And then you'll see that ther's that - in03:5815Because in your e-mail - and this is on 04:0015the side views ther's the meal band kind of design03:5815Because in your e-mail - and this is on 04:0016shown here on the first page of 1172.03:5816the first page of TX562 - you refer to "what Shin04:0016shown hare on the first page of 1172.03:5817is doing with the Sony-style chappy".04:0017You see what The referring to?03:5818A. Sorry.04:0019there's hand there.03:5812metal band, black inside, before we changed to the04:0020Q. And was that band portion that's depiced03:5821metal band, black inside, before we changed to the04:0021here in the CAD drawings also part of that model03:5823 <td< td=""><td></td><td>-</td><td></td><td></td></td<>		-		
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8Exhibit 1172, are you able to say one way or another03:58isjog wheel that you mentioned?03:599whether Mr. Nishibori changed those at all?03:5810Q. And focusing, then, on that preexisting03:5911THE WITNESS. Trn not sure whether he03:5812A. T is one (indicating)?03:5912changed them.03:5812A. T is one (indicating)?03:5913BY MR. ZELLER:03:5813Q. Well, 1 - let me rephrase the question,04:0014Q. And then you saw, thor crated that design 03:5815Because in your e-mail - and this is on04:0016shown here on the first page of 1172.03:5816the first page of TX562 - you refer 's "what Shin 04:0015here's a bund there.03:5818A. Sorry.04:0016what was hat was preexisting?03:5819Q. And was that band portion that's depicied03:5817You say with was state any preexisting?03:5820NJ balf a stap away from where we ever with the 04:0018A. I don't know what material it is, but I see03:5924A. I see that.04:0020Q. And was that band portion that's depicted03:5810NJ alf a stap away from where we ever with the 04:0021here in the CAD drawings also part of that model03:5924A. I see that.04:0021here in the CAD drawings also part of that model03:5924A. I see that.04:0022you say "it's only hal		÷ ,		
9whether Mr. Rishibori changel those at all?93:589A. I carl be sure exactly.03:5910MS. TAYLOR: Asked and answered.03:580A. A fuse or the transmitter or the first pane or TXGS $-$ your chard that you save, who created that design?03:5911THE WITNESS: The most sure whether he03:5813Q. And focusing. then, on that preexisting03:5912changed them.03:5813Q. Well, 1- let me rephrase the question.04:0014Q. And then you'll see that there's that in03:5814then, for a moment.04:0015the side views there's the metal band kind of design03:5815Because in your c-mil and this is on04:0015shown here on the first page of 172.03:5817is doing with the Sony-style chappy"04:0016shown here on the first page of 172.03:5819Q. And then you go to say, Also note that is 04:0016there's a band there.03:5820only half a step away from where we were with the04:0016there in the CAD drawings also part of that model03:5923Do you see that language?04:0017you say "it's only half a step away from "Y end stating?03:5924A. I see that.04:0017you say "it's only half a step away from "Y end stating?04:002A. The nos stating?04:0018you say "it's only half a step away from "Y end stating?04:002A. The som stating?04:0219you say "it's			7	· · · · · ·
10MS. TAYLOR: Asked and answered.03:5810Q. And focusing, then, on thar precising03:5911THE WITNESS: In not sure whether he03:5811model that you saw, who created that design?03:5913BY MR. ZELLER:03:5812A. This one (indicating)?03:5914Q. And then you! Ise:03:5813Q. Well, 1 let me rephrase the question,04:0015the side views there's the metal band kind of design03:5815Because in your e-mail - and this is on04:0016shown here on the first page of 1172.03:5816A. Sorry.04:0016ther first page of TX562 you refer to "what Shin04:0016a. I don't know what material it is, bu I see03:5818A. Sorry.04:00101604:0020Q. And was that band portion that's depricted03:5818A. Sorry.04:00101604:0021there in the CAD drawings also part of that model03:5923Do you see that Ianguage?04:00121604:0023A. Yeah.03:5924A. I see that.04:002424A. Sorry.04:002424A. Sorry.04:0024you say "it's only half a step away from??04:003Q. And so what are you referring to there when04:021Do you see that?04:0225shown here: I think I'm saying that04:003Q. And so what are you referring to there04:021 <t< td=""><td>8</td><td></td><td>8</td><td></td></t<>	8		8	
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3	: SS	4 5	MR. ZELLER 5		
	COUNTY OF SONOMA )	6	INDEX OF EXHIBITS		
4		7 8	DESCRIPTION PAGE		
5	I, Lorrie L. Marchant, a Certified Shorthand	8	Exhibit TX579 e-mail and attachments to 4 Jonathan Ive from Richard Howarth,		
6	Reporter, a Registered Professional Reporter, a	9	dated 3/8/2006, subject: on: the		
7 8	Certified Realtime Reporter, and a Certified Realtime Professional within and for the State of	1.0	sony vs apple competition (Production Nos. APLNDC0003040119 -		
° 9	California, do hereby certify:	10	(Production Nos. APENDC0003040119 - APLNDC0003040124)		
10	That RICHARD HOWARTH, the witness whose	11			
11	deposition is herein set forth, was duly	12	Exhibit TX562 e-mail to David Tupman, 52 cc'ed to various other recipients,		
12	sworn/affirmed by me and that such deposition is a		from Andrew Bright, dated 6/4/2010,		
13	true record of the testimony given by such witness.	13	subject: reciever up high in Y		
14	I further certify that I am not related to any	11	(Production Nos. APLNDC0002326562 - APLNDC0002326563)		
15	of the parties to this action by blood or marriage	14 15	APLNDC0002326563) 000		
16	and that I am in no way interested in the outcome of	16	PREVIOUSLY-MARKED EXHIBITS		
17	this matter.	17	Exhibit 6 United States Design Patent, Andre,		
18 19	In witness whereof, I have hereunto set my hand this 16th day of July 2012	18	et al., Patent No. D593,087 S		
19 20	this 16th day of July, 2012.		Exhibit 7 United States Design Patent, Andre,		
20		19	et al., Patent No. D618,677 S		
22		20	Exhibit 1172 Images of Sony phone (Production Nos. APLNDC-NC00000274 -		
23		21	APLNDC-NC000000281)		
	LORRIE L. MARCHANT, CSR, RPR, CRR, CLR, CCRR	22	oOo		
24	CSR No. 10523	23 24			
25		25			
	Page 88				
1	NAME OF CASE: Apple v. Samsung (U.S. District)				
2 3	DATE OF DEPOSITION: 7/16/2012 NAME OF WITNESS: Richard Howarth				
4	Reason Codes:				
5	<ol> <li>To clarify the record.</li> <li>To conform to the facts.</li> </ol>				
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