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10 *Attorneys for Third-Party REUTERS AMERICA LLC*

11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE

13 APPLE INC., a California corporation,

14 Plaintiff,

15 v.

16 SAMSUNG ELECTRONICS CO., LTD., a
 17 Korean Business entity; SAMSUNG
 18 ELECTRONICS AMERICA, INC., a New
 19 York corporation; SAMSUNG
 20 TELECOMMUNICATIONS AMERICA,
 21 LLC, a Delaware limited liability company,

22 Defendants.

CASE NO. 11-cv-01846-LHK

**DECLARATION OF XINYING
 VALERIAN IN SUPPORT OF REUTERS'
 OPPOSITION TO MOTIONS TO SEAL
 TRIAL AND PRETRIAL EVIDENCE**

Date: No hearing set
 Time: N/A
 Place: Courtroom 1, 5th Floor
 Judge: **Hon. Lucy H. Koh**

23 I, Xinying Valerian, declare:

24 1. I am an attorney with the law firm of Ram, Olson, Cereghino & Kopczynski, LLP,
 25 counsel for Reuters America, LLC. I am licensed to practice law in the State of California. I
 26 have personal knowledge of the matters stated herein.

27 2. Attached as **Exhibit A** hereto is a printout of a Reuters article dated July 26, 2012
 28 from the Internet, "Apple U.S. margins for iPad about half of iPhone," which is accessible at the
 URL, <http://www.reuters.com/article/2012/07/26/us-apple-margins-idUSBRE86P1NI20120726>
 (last visited August 2, 2012).

3. Attached as **Exhibit B** hereto is a printout of a Forbes article dated July 29, 2012
 from the Internet, "Why Are Apple's iPad Margins Half The iPhone Ones?," available at

1 [http://www.forbes.com/sites/timworstall/2012/07/29/why-are-apples-ipad-margins-half-the-](http://www.forbes.com/sites/timworstall/2012/07/29/why-are-apples-ipad-margins-half-the-iphone-ones/)
2 [iphone-ones/](http://www.forbes.com/sites/timworstall/2012/07/29/why-are-apples-ipad-margins-half-the-iphone-ones/) (last visited August 2, 2012).

3 4. Attached as **Exhibit C** hereto is a Apple's 3rd Quarter 2012 data summary which I
4 downloaded from the Press Releases section of Apple's website containing the July 24, 2012
5 earnings release, at [http://www.apple.com/pr/library/2012/07/24Apple-Reports-Third-Quarter-](http://www.apple.com/pr/library/2012/07/24Apple-Reports-Third-Quarter-Results.html)
6 [Results.html](http://www.apple.com/pr/library/2012/07/24Apple-Reports-Third-Quarter-Results.html) (last visited August 2, 2012).

7 5. Attached as **Exhibit D** hereto is a printout from the Internet which provides a
8 "Preliminary Bill of Materials (BOM) Cost Analysis" for the 3rd Generation iPad. The URL is
9 [http://www.isuppli.com/Teardowns/News/pages/New-iPad-32-GB-4G-Carries-364-35-Bill-of-](http://www.isuppli.com/Teardowns/News/pages/New-iPad-32-GB-4G-Carries-364-35-Bill-of-Materials.aspx)
10 [Materials.aspx](http://www.isuppli.com/Teardowns/News/pages/New-iPad-32-GB-4G-Carries-364-35-Bill-of-Materials.aspx) (last visited August 2, 2012).

11 6. Attached as **Exhibit E** hereto is a printout from a July 31, 2012 article from the
12 online tech magazine The Verge, "Nearly 40 iPhone and iPad prototypes revealed in Samsung
13 trial," available at [http://www.theverge.com/2012/7/31/3209913/apple-iphone-ipad-prototypes-](http://www.theverge.com/2012/7/31/3209913/apple-iphone-ipad-prototypes-new-samsung-trial-pictures)
14 [new-samsung-trial-pictures](http://www.theverge.com/2012/7/31/3209913/apple-iphone-ipad-prototypes-new-samsung-trial-pictures) (last visited August 2, 2012). According to this webpage as of my
15 last visit, there were 335 comments. Here I include only pages 1 and 2 containing the main
16 article and I omit the public comments, which span over 50 printed pages.

17 7. Attached as **Exhibit F** hereto is a printout of a Wall Street Journal article dated
18 July 26, 2012, "Turns Out Apple Conducts Market Research After All," available at
19 <http://blogs.wsj.com/digits/2012/07/26/turns-out-apple-conducts-market-research-after-all/> (last
20 visited August 2, 2012).

21 8. Attached as Exhibit G hereto is a printout of a press release "Strong Demand for
22 Smartphones in Second Quarter Continues to Drive the Worldwide Mobile Phone Market,
23 According to IDC," July 26, 2012, from the website of International Data Corporation (IDC).
24 The URL is <http://www.idc.com/getdoc.jsp?containerId=prUS23624612> (last visited August 2,
25 2012).

26 I declare under penalty of perjury that the foregoing is true and correct. Executed in San
27 Francisco, California on August 2, 2012.

28 /s/ Xinying Valerian
Xinying Valerian

1 **SIGNATURE ATTESTATION**

2 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
3 “conformed” signature (/s/) within this e-filed document.

4 Dated: August 2, 2012

5 By: /s/ Karl Olson
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