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8 Attorneys for Plaintiff  
 APPLE INC.

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN JOSE DIVISION

14 APPLE INC., a California corporation,

15 Plaintiff,

16 v.

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

21 Defendants.

Case No. 4:11-cv-01846-LB

**DECLARATION OF JASON R.  
 BARTLETT IN SUPPORT OF  
 PLAINTIFF'S REPLY IN  
 SUPPORT OF ITS MOTION TO  
 EXPEDITE DISCOVERY**

Date: May 12, 2011  
 Time: 1:30 p.m.  
 Place: Courtroom 4, 5th Floor  
 Judge: Hon. Lucy H. Koh

22  
 23 I, Jason R. Bartlett, do hereby declare as follows:

24 1. I am a partner at the law firm of Morrison & Foerster LLP, attorneys of record in  
 25 this action for plaintiff Apple Inc. ("Apple"). I submit this declaration in support of Apple's  
 26 Reply in Support of its Motion Expedite Discovery. Unless otherwise indicated, I have personal  
 27 knowledge of the matters set forth below. If called as a witness I could and would testify  
 28 competently as follows:

DECLARATION OF JASON R. BARTLETT IN SUPPORT OF PLAINTIFF'S REPLY IN SUPPORT OF ITS MOTION TO  
 EXPEDITE DISCOVERY  
 sf-2991885

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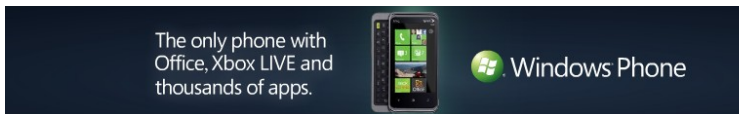
2. Attached as **Exhibit 1** is a true and correct copy of a report titled “*Samsung Matches Apple Patent Challenge with Countersuit*.” This copy of this report was printed on May 4, 2011 from the website of *PC World* at the following website address:  
[http://www.pcworld.com/article/226003/samsung\\_matches\\_apple\\_patent\\_challenge\\_with\\_c](http://www.pcworld.com/article/226003/samsung_matches_apple_patent_challenge_with_c).

3. On April 21, 2011, Samsung Electronics Co., Ltd. and/or its subsidiaries filed two legal actions in Tokyo, Japan for preliminary injunction based on alleged patent infringement. On the same day, Samsung Electronics Co, Ltd. and/or its subsidiaries filed a separate legal action in Seoul, S. Korea alleging patent infringement. Samsung claims to have filed a similar action in Mannheim, Germany. Combined with the action titled *Samsung Electronics Co., Ltd. and Samsung Telecommunications America, LLC v. Apple Inc.*, Case No. 4:11-cv-02079, filed in the Northern District of California on April 27, 2011, Samsung entities have filed at least five separate actions around the world against Apple and its subsidiaries.

I declare under the penalty of perjury under the laws of the United States of America that the forgoing is true and correct and that this Declaration was executed this 9th day of May, 2011, at San Francisco, California.

\_\_\_\_\_/s/ Jason R. Bartlett

# Exhibit 1



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# Samsung Matches Apple Patent Challenge with Countersuit

By [Ralph Jennings](#), Macworld-U.K. Apr 22, 2011 7:16 am

Samsung Electronics has hit back at Apple with lawsuits in three countries alleging infringement of patents on smartphone technologies.



Last week [Apple sued Samsung](#) for allegedly copying features of Apple's iPad, iPod Touch, and iPhone in its Galaxy smartphone and Galaxy Tab tablet PC.

On Thursday, the South Korean electronics giant [sued Apple in Seoul](#) alleging five patent infringements, in Tokyo over two alleged infringements and in Manheim, Germany, over three.

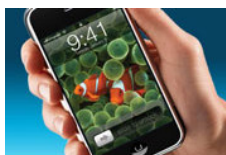
"Samsung is responding actively to the legal action taken against us in order to protect our intellectual property and to ensure our continued innovation and growth in the mobile communications business," the company said in a statement.

According to Samsung, the lawsuits say Apple infringed on patents concerning reducing data transmission errors in WCDMA (Wideband CDMA) mobile networks, tethering mobile phones to PCs so the PC can use the phone's wireless data connection, and reducing power consumption when transmitting data over HSPA (High Speed Packet Access) networks.

Apple's lawsuit filed on April 15 in the U.S. [says Samsung copied external design features](#) on the iPhone, iPod Touch and iPad. The lawsuit further alleges that Samsung designed application icons for that come close to icons on Apple's devices.

Samsung last year became the first major consumer electronics maker to release a tablet that threatened the iPad market dominance. Its series of handsets that run Google's Android mobile OS also began vying last year with iPhones.

Apple introduced the first iPhone in 2007 and announced the first iPad more than a year ago. Samsung came out with the Galaxy S in mid-2010 and the first Galaxy Tab late last year.



Market research firm Gartner has forecast that iPad sales will reach 48 million this year, compared to 13.9 million Android tablets, giving Apple's iOS a 68.7 percent share of the tablet market. Next year, Gartner predicts, that share will drop to 63.5 percent.

See more like this: [samsung,apple,legal issues](#)

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**zeth006** says:

Fri Apr 22 12:02:34 PDT 2011

For the love of God, America needs to step in and clean up this patent infringement madness!

[REPLY](#)

**Toulinwoek** says:

Fri Apr 22 15:21:07 PDT 2011

I agree! This has gone far beyond the bounds of reason!

[REPLY](#)

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