

Exhibit E

From: Melissa Chan [melissachan@quinnemanuel.com]
Sent: Tuesday, December 06, 2011 9:15 PM
To: Mazza, Mia
Cc: AppleMoFo; Samsung v. Apple; 'sam.maselli@wilmerhale.com'; 'calvin.walden@wilmerhale.com'; 'peter.kolovos@wilmerhale.com'
Subject: RE: Apple v. Samsung: Proposed Stipulated Motion for Administrative Relief
Attachments: 4494113_2_2011-12-05 Apple_s Stipulated Motion re_ Tele. Meet & Confer_ Proposed Order in Word.DOC

Mia, attached is the draft stipulation with our proposed revisions. We'd hoped to give approval to file, but unfortunately we're still waiting for Charlie's sign-off and hope to hear from him tomorrow. As you probably know, he's tied up in trial on the East Coast.

We've raised this in prior correspondence, but we reiterate that a motion to compel is not ripe yet, and that until the parties reach agreement as to an alternate meet and confer procedure and the Court approves that procedure, Apple must comply with the Court's meet and confer requirements before filing its motion.

From: Mazza, Mia [mailto:MMazza@mofocom.com]
Sent: Tuesday, December 06, 2011 8:32 PM
To: Melissa Chan
Cc: AppleMoFo; Samsung v. Apple; sam.maselli@wilmerhale.com; calvin.walden@wilmerhale.com; peter.kolovos@wilmerhale.com
Subject: FW: Apple v. Samsung: Proposed Stipulated Motion for Administrative Relief

[Melissa - do you have an ETA on the final stipulation with your proposed revisions and approval to file?](#)
[Thanks.](#)

From: Mazza, Mia
Sent: Tuesday, December 06, 2011 2:59 PM
To: 'Melissa Chan'; Rachel Herrick Kassabian; Samsung v. Apple
Cc: AppleMoFo; Sam.Maselli@wilmerhale.com; calvin.walden@wilmerhale.com; peter.kolovos@wilmerhale.com
Subject: RE: Apple v. Samsung: Proposed Stipulated Motion for Administrative Relief

[Can you confirm now that if the motion is granted Mr. Verhoeven will make himself available for a call with Mr. McElhinny at 2:30 p.m. Pacific time or later this Thursday \(December 8\)?](#)

From: Melissa Chan [mailto:melissachan@quinnemanuel.com]
Sent: Tuesday, December 06, 2011 2:17 PM
To: Mazza, Mia; Rachel Herrick Kassabian; Samsung v. Apple
Cc: AppleMoFo; Sam.Maselli@wilmerhale.com; calvin.walden@wilmerhale.com; peter.kolovos@wilmerhale.com
Subject: RE: Apple v. Samsung: Proposed Stipulated Motion for Administrative Relief

Mia - we anticipate we will be able to stipulate to this (though likely with some minor revisions), but I will be unable to get the necessary approvals by your deadline, due to the fact that most of the team is traveling or in depositions. We also need to get client approval. We will be sending you the final stipulation with our comments/revisions later this evening, with our approval to file.

From: Mazza, Mia [<mailto:MMazza@mofo.com>]
Sent: Tuesday, December 06, 2011 11:40 AM
To: Melissa Chan; Rachel Herrick Kassabian; Samsung v. Apple
Cc: AppleMoFo; Sam.Maselli@wilmerhale.com; calvin.walden@wilmerhale.com; peter.kolovos@wilmerhale.com
Subject: Re: Apple v. Samsung: Proposed Stipulated Motion for Administrative Relief

We need to know Samsung's position by 3pm Pacific. Thanks.

Mia Mazza
Morrison & Foerster LLP
425 Market Street
San Francisco, CA 94110
(415) 268-6024 (office)
(415) 216-5835 (mobile)
(415) 268-7522 (facsimile)
mmazza@mofo.com

From: Melissa Chan [<mailto:melissachan@quinnemanuel.com>]
Sent: Tuesday, December 06, 2011 11:01 AM
To: Mazza, Mia; Rachel Herrick Kassabian <rachelkassabian@quinnemanuel.com>; Samsung v. Apple <Samsungv.Apple@quinnemanuel.com>
Cc: AppleMoFo; sam.maselli@wilmerhale.com <sam.maselli@wilmerhale.com>; calvin.walden@wilmerhale.com <calvin.walden@wilmerhale.com>; peter.kolovos@wilmerhale.com <peter.kolovos@wilmerhale.com>
Subject: RE: Apple v. Samsung: Proposed Stipulated Motion for Administrative Relief

Thanks Mia. We will review and get back to you later this evening.

From: Mazza, Mia [<mailto:MMazza@mofo.com>]
Sent: Monday, December 05, 2011 9:27 PM
To: Rachel Herrick Kassabian; Samsung v. Apple
Cc: AppleMoFo; sam.maselli@wilmerhale.com; calvin.walden@wilmerhale.com; peter.kolovos@wilmerhale.com
Subject: Apple v. Samsung: Proposed Stipulated Motion for Administrative Relief

Counsel:

Attached please find Apple's proposed Stipulated Motion for Administrative Relief regarding a telephonic meet-and-confer this week.

Please let me know by 3pm Pacific time on Tuesday, December 6, 2011, whether Samsung will join this Stipulated Motion.

If we do not hear from you by then we will assume Samsung opposes the Motion.

<<2011-12-05 Mtn for Admin Relief re Telephonic M&C.pdf>>

Regards,

12/8/2011

Mia Mazza
Morrison & Foerster LLP
San Francisco
(415) 268-6024 office
(415) 302-6583 mobile
(415) 268-7522 fax

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For information about this legend, go to <http://www.mofo.com/Circular230/>

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

vs.

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

Defendant.

CASE NO. 11-cv-01846-LHK

**APPLE'S STIPULATED MOTION
FOR ADMINISTRATIVE RELIEF
REGARDING TELEPHONIC
MEET AND CONFER;
PROPOSED ORDER**

In accordance with Civil Local Rules 7-11 and 7-12, Apple Inc. ("Apple") and Samsung Electronics Co., Ltd. ("SEC"), Samsung Electronics America, Inc. ("SEA"), and Samsung Telecommunications America, LLC ("STA") (collectively, "Samsung"), through their respective counsel, stipulate and request administrative relief as follows:

WHEREAS, pursuant to the Court's August 25, 2011 Minute Order and Case Management Order, lead trial counsel for all parties must meet and confer in person before filing any discovery motions;

~~WHEREAS, Apple has determined, after substantial meet-and-confer discussions amongst non-lead trial counsel, that a discovery motion is necessary to resolve certain disputes before the winter holidays;~~
~~WHEREAS, Judge Grewal is unavailable the week of December 19, 2011, and counsel for Samsung represents that it is unavailable the week of December 26, 2011. As a result, any motion not heard by December 16, 2011 may not be heard until January 2012; and~~
WHEREAS, Apple's lead trial counsel engages in frequent business-related travel requiring his extended presence in remote locations, leaving him unable to meet and confer in person; and

WHEREAS, Samsung's lead trial counsel is frequently in trials which require his extended presence on the East Coast or other remote locations, leaving him unable to meet and confer in person;

Deleted: WHEREAS, Apple has determined, after substantial meet-and-confer discussions amongst non-lead trial counsel, that a discovery motion is necessary to resolve certain disputes before the winter holidays;

Deleted: WHEREAS, Judge Grewal is unavailable the week of December 19, 2011, and counsel for Samsung represents that it is unavailable the week of December 26, 2011. As a result, any motion not heard by December 16, 2011 may not be heard until January 2012; and

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1 NOW, THEREFORE, given the limitations described above, the parties stipulate, subject
2 to approval by the Court, ~~that in the event a timely in person meeting is not possible,~~ the required
3 lead trial counsel meet-and-confer discussion relating to ~~discovery motions~~ may take place via
4 telephone or (if available) videoconference.

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Deleted: the upcoming

5 IT IS SO STIPULATED:

6 DATED: December __, 2011 MORRISON & FOERSTER LLP

7 By: /s/ Michael Jacobs
8 Michael Jacobs
9 Attorney for Plaintiff APPLE INC.

10 DATED: December __, 2011 QUINN EMANUEL URQUHART &
11 SULLIVAN, LLP

12 By: _____
13 Attorney for Defendants, SAMSUNG
14 ELECTRONICS AMERICA, INC. AND
15 SAMSUNG TELECOMMUNICATIONS
16 AMERICA, LLC

17 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

18
19 DATED: _____, 2011

20 _____
21 The Honorable Lucy H. Koh
22 United States District Court Judge
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