

Exhibit 9

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE, INC.,) CV-11-1846-LHK
)
PLAINTIFF,) SAN JOSE, CALIFORNIA
)
VS.)
) SEPTEMBER 28, 2011
SAMSUNG ELECTRONICS CO.,)
LTD., ET AL,)
) PAGES 1-87
DEFENDANT.)

TRANSCRIPT OF PROCEEDINGS
BEFORE THE HONORABLE PAUL S. GREWAL
UNITED STATES DISTRICT JUDGE

A P P E A R A N C E S:

FOR THE PLAINTIFF: MORRISON FOERSTER
BY: WESLEY OVERSON
RICHARD HUNG
MINN CHUNG
MICHAEL JACOBS
425 MARKET STREET
SAN FRANCISCO, CA 94105

FOR THE DEFENDANT: QUINN EMANUEL
BY: VICTORIA MAROULIS
BRETT ARNOLD
KEVIN JOHNSON
555 TWIN DOLPHIN DRIVE, 5TH FL
REDWOOD SHORES, CA 94065

OFFICIAL COURT REPORTER: SUMMER FISHER, CSR, CRR
CERTIFICATE NUMBER 13185

1 AND WE WOULD ASK YOUR HONOR THAT IF
2 YOUR HONOR AGREES THEY HAVE TO PRODUCE BY A DATE
3 CERTAIN THAT WE BE GIVEN THE OPPORTUNITY TO COME
4 RIGHT BACK IN IF SOMEHOW THAT DOESN'T HAPPEN.

5 THE COURT: ALL RIGHT.

6 YOU WILL HAVE SOME OPPORTUNITY FOR
7 REBUTTAL AS WELL.

8 THANK YOU FOR YOUR ARGUMENT.

9 MS. MAROULIS?

10 MS. MAROULIS: GOOD MORNING, YOUR HONOR.

11 THANK YOU FOR LISTENING TO US ON THE
12 SHORT NOTICE.

13 I WANT TO BEGIN WITH THE QUESTION
14 YOUR HONOR POSED FOR COUNSEL FOR APPLE EARLIER IN
15 THE ARGUMENT WHICH IS THE SIMILARITY OF PRODUCT
16 MATTER IN THE PATENT DESIGN INFRINGEMENT CASE.

17 AND THE FEDERAL CIRCUIT LAW SAYS IT DOES
18 NOT MATTER. THERE'S LAW THAT WE CITED --

19 THE COURT: THAT'S WHAT SUN HILL SAYS.

20 MS. MAROULIS: SUN HILL, KEYSTONE AND
21 MANY OTHER CASES THAT SAY FOR THE PURPOSES OF
22 LIABILITY YOU COMPARE ACCUSED PRODUCT TO AN
23 ASSERTED DESIGN PATENT AND SPECIFICALLY THE
24 FEATURES THAT ARE ASSERTED.

25 SO THE FIRST ORDER OF BUSINESS IS THAT

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MR. OVERSON: THANK YOU, YOUR HONOR.

THE CLERK: COURT IS ADJOURNED.

(WHEREUPON, THE PROCEEDINGS IN THIS
MATTER WERE CONCLUDED.)

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CERTIFICATE OF REPORTER

I, THE UNDERSIGNED OFFICIAL COURT
REPORTER OF THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF CALIFORNIA, 280 SOUTH
FIRST STREET, SAN JOSE, CALIFORNIA, DO HEREBY
CERTIFY:

THAT THE FOREGOING TRANSCRIPT,
CERTIFICATE INCLUSIVE, CONSTITUTES A TRUE, FULL AND
CORRECT TRANSCRIPT OF MY SHORTHAND NOTES TAKEN AS
SUCH OFFICIAL COURT REPORTER OF THE PROCEEDINGS
HEREINBEFORE ENTITLED AND REDUCED BY COMPUTER-AIDED
TRANSCRIPTION TO THE BEST OF MY ABILITY.

SUMMER A. FISHER, CSR, CRR
CERTIFICATE NUMBER 13185