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 CO., LTD., SAMSUNG ELECTRONICS
 14 AMERICA, INC. and SAMSUNG
 TELECOMMUNICATIONS AMERICA, LLC
 15

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

18 APPLE INC., a California corporation,

19 Plaintiff,

20 vs.

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

24 Defendants.
 25

CASE NO. 11-cv-01846-LHK

**DECLARATION OF TODD BRIGGS IN
 SUPPORT OF SAMSUNG'S
 ADMINISTRATIVE MOTION TO FILE
 EXCESS PAGES**

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 28 Case No. 11-cv-01846-LHK

**DECLARATION OF TODD BRIGGS IN SUPPORT OF SAMSUNG'S ADMINISTRATIVE MOTION TO
 FILE EXCESS PAGES**

1 I, Todd M. Briggs, declare:

2 1. I am a partner in the law firm of Quinn Emanuel Urquhart & Sullivan, LLP,
3 counsel for Samsung Electronics Co., Ltd., Samsung Electronics America, Inc. and Samsung
4 Telecommunications America, LLC (collectively, "Samsung"). Unless otherwise indicated, I
5 have personal knowledge of the facts set forth in this declaration and, if called upon as a witness, I
6 could and would testify as follows.

7
8 2. On November 27, 2011, I sent an e-mail to Apple's counsel asking whether Apple
9 would stipulate to distributing the 65 pages of total claim construction briefing (25 opening/25
10 response/15 reply) as needed by each party, in order to more evenly distribute the total number of
11 pages available to each claim term. On November 29, I sent a follow-up e-mail to Apple's
12 counsel, asking them to provide a response by the next day regarding Samsung's proposed
13 stipulation.

14
15 3. On December 1, Apple's counsel responded that Apple would reply "as soon as
16 possible" regarding Samsung's proposed page limit changes. However, Apple did not respond
17 again for nearly a week. On December 7, the day prior to the submission of the parties' Opening
18 Construction Briefs, Apple rejected Samsung's proposed stipulation and offered no alternative.

19 4. On December 8, 2011, Victoria Maroulis, one of Samsung's counsel, sent an e-mail
20 to Apple's counsel requesting additional pages for Samsung's opposition to Apple's claim
21 construction brief. Samsung requested these additional pages after Apple declined the proposed
22 stipulation to allow the parties flexibility in assigning pages between briefs. These additional
23 pages would provide a more balanced discussion of the 8 Apple patent terms as compared to the 2
24 Samsung patent terms.
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5. On December 9, Apple’s counsel replied stating that Apple would oppose Samsung’s request for additional pages.

6. Attached as Exhibit 1 is a true and correct copy of the e-mails between me and Apple’s counsel referred to above.

7. Attached as Exhibit 2 is a true and correct copy of the e-mails between Ms. Maroulis and Apple’s counsel referred to above.

I declare under penalty of perjury that the foregoing is true and correct. Executed in Redwood Shores, California on December 12, 2011.

/s/ Todd M. Briggs
Todd M. Briggs