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11 Attorneys for Plaintiff and
 12 Counterclaim-Defendant APPLE INC.

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN JOSE DIVISION

17 APPLE INC.,
 18 Plaintiff,
 19 v.
 20 SAMSUNG ELECTRONICS CO., LTD., A
 Korean business entity; SAMSUNG
 21 ELECTRONICS AMERICA, INC., a New York
 corporation; SAMSUNG
 22 TELECOMMUNICATIONS AMERICA, LLC, a
 Delaware limited liability company.,
 23 Defendants.
 24

Case No. 11-cv-01846-LHK

**DECLARATION OF MIA MAZZA
 IN SUPPORT OF APPLE'S
 OPPOSITION TO SAMSUNG'S
 ADMINISTRATIVE MOTION FOR
 RELIEF REGARDING LEAD
 COUNSEL MEET AND CONFER
 REQUIREMENT**

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1 I, MIA MAZZA, declare as follows:

2 1. I am an attorney with the law firm of Morrison & Foerster LLP, counsel for Apple
3 Inc. (“Apple”). I am licensed to practice law in the State of California. Except as otherwise
4 indicated, I have personal knowledge of the matters stated herein. I make this declaration in
5 support of Apple’s Opposition to Samsung’s Administrative Motion for Relief Regarding Lead
6 Counsel Meet-and-Confer Requirement.

7 2. On Saturday, December 10, 2011, at 3:25 p.m. Pacific time, I received
8 correspondence from counsel for Samsung requesting that Apple’s lead counsel meet and confer
9 with Samsung’s lead counsel at 2 p.m. Pacific time on Sunday, December 11, 2011. Attached
10 hereto as “Exhibit A” is a true and correct copy of that letter. To avoid the need to file under seal,
11 Apple has redacted unrelated portions of the letter that contain Apple-confidential information.

12 3. Attached hereto as “Exhibit B” is a true and correct copy of my e-mail response to
13 Samsung’s December 10, 2011, letter, reminding Samsung’s counsel that Apple’s lead counsel
14 had left for Tokyo the day before and would not be available over the weekend. I stated further
15 that Apple’s lead counsel’s plane would be landing at 9 a.m. Pacific time on Tuesday,
16 December 13, 2011, and that he would make himself available for a meeting anytime after noon.
17 I did not receive any reply to this e-mail.

18 4. On Monday, December 12, 2011, at 11:11 a.m. Pacific time, I received an e-mail
19 from counsel for Samsung entitled, “Apple v. Samsung: Motion on Sherman Issues – Shortened
20 Schedule and Leave from Lead Counsel M&C Requirement.” Attached hereto as “Exhibit C” is a
21 true and correct copy of that e-mail and the resulting discussion thread. Samsung’s email stated,
22 “We intend to file our motion to compel relating to Mr. Sherman’s access to Apple’s confidential
23 documents under the protective order. Please let us know whether Apple agrees to the motion
24 being heard on shortened time.” (*See Ex. C.*) The e-mail stated further that Samsung would be
25 moving for administrative relief from the Court’s meet-and-confer requirement in connection
26 with the Sherman motion. At no time did Samsung inform Apple that it planned to file a second
27 discovery motion on or about December 12, 2011, in addition to the Sherman motion referenced
28 in Samsung’s 11:11 a.m. e-mail.

1 5. As of the time of this Declaration, Samsung has not identified a single time when
2 its lead counsel would make himself available to meet and confer regarding Samsung's issues or
3 any other issues, other than 2 p.m. on Sunday, December 11, 2011, and December 19, 2011.

4 I declare under penalty of perjury that the foregoing is true and correct. Executed this
5 13th day of December 2011 at San Francisco, California.

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/s/ Mia Mazza
Mia Mazza

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ATTESTATION OF E-FILED SIGNATURE

I, Michael A. Jacobs, am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, X.B., I hereby attest that Mia Mazza has concurred in this filing.

Dated: December 13, 2011

/s/ Michael A. Jacobs
Michael A. Jacobs