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13 Attorneys for SAMSUNG ELECTRONICS CO.,  
 LTD., SAMSUNG ELECTRONICS AMERICA,  
 INC. and SAMSUNG  
 14 TELECOMMUNICATIONS AMERICA, LLC

15 UNITED STATES DISTRICT COURT  
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 17 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

18  
 19 APPLE INC., a California corporation,  
 Plaintiff,  
 20  
 vs.  
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 22 SAMSUNG ELECTRONICS CO., LTD., a  
 Korean business entity; SAMSUNG  
 23 ELECTRONICS AMERICA, INC., a New  
 York corporation; SAMSUNG  
 24 TELECOMMUNICATIONS AMERICA,  
 LLC, a Delaware limited liability company,  
 25  
 Defendant.  
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CASE NO. 11-cv-01846-LHK  
**DECLARATION OF DERRICK  
 ROBINSON IN SUPPORT OF  
 SAMSUNG'S MOTION FOR LEAVE TO  
 FILE MOTION FOR  
 RECONSIDERATION**

1 I, Derrick Robinson, do hereby declare as follows:

2 1. I am General Counsel at Samsung Electronics America, Inc. (“SEA”). I submit this  
3 Declaration in support of Samsung’s Motion for Leave to File Motion for Reconsideration and  
4 Motion for Reconsideration. I have personal knowledge of the facts set forth in this Declaration  
5 and, if called as a witness, could and would competently testify to them.

6 2. Exhibit V of the Declaration of Mark Tung In Support of Samsung’s Notice of  
7 Lodging of Materials In Support of Samsung’s Opposition to Apple’s Motion for Preliminary  
8 Injunction (“Tung Declaration”) consists of excerpts from the deposition of Justin Denison. At  
9 this deposition, I understand that Mr. Denison testified on behalf of all Samsung entities, including  
10 SEA.

11 3. The excerpted portion of Mr. Denison’s testimony contains a discussion of a  
12 promotion involving SEA and Best Buy Co., Inc. (“Best Buy”). Certain information regarding  
13 such promotion is subject to nondisclosure provisions of an agreement between SEA and Best  
14 Buy.


15 4. Best Buy is a significant Samsung customer, and the business relationship between  
16 Best Buy and Samsung would be compromised if the confidentiality of their communications were  
17 not retained. Samsung has treated its communications with Best Buy and the details and  
18 circumstances relating to the promotion as confidential, and accordingly has designated Mr.  
19 Denison’s testimony as HIGHLY CONFIDENTIAL-ATTORNEYS’ EYES ONLY under the  
20 interim protective order.

21 5. The requested relief is necessary and narrowly tailored to protect the confidentiality  
22 of information contained or discussed in Exhibit V of the Tung Declaration. A public version of  
23 this document has been filed which only redacts lines 17-25 of page 326, the portion which  
24 Samsung seeks the Court’s permission to seal here.

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1 I declare under penalty of perjury that the forgoing is true and correct to the best of my  
2 knowledge.

3 Executed this 23rd day of December, 2011, in Ridgefield Park, New Jersey.

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7 Derrick Robinson  
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**GENERAL ORDER ATTESTATION**

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I, Victoria Maroulis, am the ECF user whose ID and password are being used to file the foregoing document. I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from Derrick Robinson.

/s/ Victoria Maroulis