

EXHIBIT V
(Public Redacted Version)

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California Corporation,
Plaintiff,

Vs.

Case No.
11-CV-01846-LHK

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,
Defendants.

HIGHLY CONFIDENTIAL
UNDER THE PROTECTIVE ORDER

DEPOSITION OF JUSTIN DENISON
Dallas, Texas
Wednesday, September 21st, 2011

Reported by:

Daniel J. Skur, Notary Public and CSR

JOB NO. 41964

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September 21st, 2011

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9:36 a.m. - 7:32 p.m.

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Deposition of JUSTIN DENISON, held
at the offices of Regus, 4514 Cole Avenue,
Suite 600, Dallas, Texas, before Daniel J.
Skur, Notary Public and Certified Shorthand
Reporter in and for the State of Texas.

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1 P R O C E E D I N G S

2 VIDEOGRAPHER: This is tape 1 in the
3 video deposition of Justin Denison. Today
4 is Wednesday, September 21st, 2011. We're
5 now on record at approximately 9:36 a.m.
6 Will the attorneys please introduce
7 themselves for the record.

8 MR. HUNG: Richard Hung of Morrison
9 & Foerster on behalf of Apple, Inc. With
10 me today is Diana Kruze, also of Morrison &
11 Foerster and also for Apple.

12 MS. MAROULIS: Victoria Maroulis
13 with Quinn Emanuel, counsel for Samsung,
14 and with me is Mark Tung of Quinn Emanuel,
15 Cindy Moreland of STA, and we have an
16 interpreter, Ann Park.

17 JUSTIN DENISON,
18 having been duly sworn, testified as follows:

19 EXAMINATION

20 BY MR. HUNG:

21 Q. Morning, Mr. Denison.

22 A. Morning.

23 MR. HUNG: Before we get started, I
24 did have a discussion with Ms. Maroulis,
25 and I just wanted to note a couple of

1 8 -- and 8?

2 A. I'm prepared to testify regarding
3 topics 1, 5, and 8.

4 Q. And I believe you also previously
5 testified that you are able to offer testimony
6 with respect to 9 and 11 on Samsung's behalf,
7 correct?

8 A. Yes.

9 Q. What was the first Samsung product
10 to implement the bounce-back feature, as you
11 referred to it? You also used an alternative
12 term, so if you prefer to use that, that's fine
13 as well.

14 A. I'm fine with using the bounce-back
15 term as long as we're speaking generally and
16 not with respect, in particular, to the '381
17 patent.

18 Q. That's fine.

19 MS. MAROULIS: Objection, beyond the
20 scope to the extent it's anything other
21 than products at issue. You can answer.

22 A. In my discussions with designers
23 that implemented the bounce-back functionality
24 and/or were familiar with the implementation of
25 the bounce-back functionality with respect to

1 products at issue, there was an indication
2 during those discussions that a product named
3 Haptic that was launched in Korea as early as
4 2007 contained something similar to what we're
5 referring to as bounce-back, the scrolling
6 functionality.

7 BY MR. HUNG:

8 Q. Was Haptic a Samsung product?

9 A. Yes.

10 Q. Was it a Samsung smart phone?

11 A. Pardon me. I don't have detailed
12 knowledge of that particular product. I'm not
13 sure whether it would be considered a smart
14 phone, but we would have to define what a smart
15 phone is to be precise.

16 Q. Do you know whether Haptic ran on
17 Android?

18 MS. MAROULIS: Objection, beyond the
19 scope.

20 A. I don't -- I don't know what
21 operating system Haptic ran, to be specific.

22 BY MR. HUNG:

23 Q. Is it your testimony that -- start
24 again.

25 Is it your testimony as Samsung's

1 A. I have. I have seen reproductions
2 of them, I should say, not the actual circulars
3 that were produced by Best Buy.

4 Q. And did you see that circular in
5 preparation for your deposition today?

6 A. Yes, I saw a reproduction of that
7 circular in preparation for the deposition
8 today.

9 Q. Why was Samsung -- take that back.
10 That promotion involved Best Buy
11 providing a Galaxy Tab 10.1 for free if one
12 purchased a Samsung large-screen TV, correct?

13 MS. MAROULIS: Objection,
14 mischaracterizes the record.

15 A. That is not correct.

16 BY MR. HUNG:

17 Q. Okay. How would you characterize
18 the promotion?

19 A. I would likely need to refer to the
20 circular to remember the exact details;
21 however, as I best recall, the particular
22 promotion that we're referencing ran for, let's
23 say, approximately one week. It was
24 approximately a one-week promotion whereby if a
25 consumer purchased both a television, Samsung

1 television at or above a certain level, price
2 point, model, et cetera, and at the same time
3 purchased a Galaxy Tab 10.1 WiFi, that that
4 consumer would receive a discount on the
5 combined purchase at the register.

6 Q. And the discount on the combined
7 purchase was equal to the list price at Best
8 Buy for the Galaxy Tab 10.1 WiFi, correct?

9 A. No, I don't believe that that was
10 correct.

11 Q. Okay. What was the discount for the
12 purchase price?

13 A. To the best of my recollection, the
14 discount was approximately \$1,399.

15 Q. On the combined package?

16 A. That's correct.

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