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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 (PSG)

**DECLARATION OF MIA MAZZA
 IN SUPPORT OF MOTION FOR
 ENTRY OF PROTECTIVE ORDER
 REGARDING DISCLOSURE AND
 USE OF DISCOVERY
 MATERIALS**

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1 I, Mia Mazza, declare as follows:

2 1. I am a partner in the law firm of Morrison & Foerster LLP, counsel for Apple Inc.
3 (“Apple”). I am licensed to practice law in the State of California. Unless otherwise indicated, I
4 have personal knowledge of the matters stated herein or understand them to be true from
5 members of my litigation team. I make this Declaration in support of Apple’s Motion for Entry
6 of Protective Order Regarding Disclosure and Use of Discovery Materials.

7 2. The parties have been operating under the Northern District’s interim protective
8 order (“Interim Protective Order”), and thus far the only expert-related objection that the parties
9 have not been able to resolve has been with respect to Samsung expert Itay Sherman. As detailed
10 further in the Declaration Of Esther Kim In Support Of Apple’s Opposition To Samsung’s
11 Motion To Permit Samsung’s Expert Itay Sherman To Review Design Materials Designated
12 Under The Protective Order (Dkt. 502-9), Mr. Sherman (1) is the owner and CEO of
13 DoubleTouch, Ltd., a company that is developing touch screen technology; (2) is a named
14 inventor on pending patent applications claiming multi-touch technology; and (3) has ongoing
15 consulting relationships with companies that design technologies and products that have been, or
16 may be, offered to handset manufacturers that are Apple’s competitors.

17 3. Apple and Samsung have produced hundreds of thousands of pages of materials in
18 this case designated under the Interim Protective Order as “Confidential—Attorneys Eyes Only,”
19 containing highly sensitive information that, if disclosed to a competitor, would result in harm to
20 Apple. These sensitive materials include business plans, sales and financial information, and
21 information regarding Apple’s product features and designs. Guarding the confidentiality of
22 these materials is a top priority for Apple. Indeed, Apple protects its computer aided design files
23 (“CAD”) for example, with security measures that are as high as or even higher than those that it
24 uses to guard its source code.

25 4. Because of Mr. Sherman’s substantial involvement with Apple’s competitors,
26 Apple objected to granting Mr. Sherman access to these sensitive materials. After briefing by the
27 parties regarding this dispute, this Court issued an Order (Dkt. 535) on December 22, 2011, that
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precluded Mr. Sherman from viewing many of the materials Apple had designated as
“Confidential—Outside Counsel’s Eyes Only” under the Interim Protective Order.

5. Attached hereto as Exhibit A is a true and correct copy of correspondence sent by
counsel for Samsung to counsel for Apple on January 8, 2012.

I declare under penalty of perjury of the laws of the United States that the foregoing is true
and correct. Executed on this 10th day of January, 2012 at San Francisco, California.

 /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: January 10, 2012

/s/ Michael A. Jacobs
Michael A. Jacobs