

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP  
 Charles K. Verhoeven (Cal. Bar No. 170151)  
 2 charlesverhoeven@quinnemanuel.com  
 50 California Street, 22nd Floor  
 3 San Francisco, California 94111  
 Telephone: (415) 875-6600  
 4 Facsimile: (415) 875-6700

5 Kevin P.B. Johnson (Cal. Bar No. 177129)  
 kevinjohnson@quinnemanuel.com  
 6 Victoria F. Maroulis (Cal. Bar No. 202603)  
 victoriamaroulis@quinnemanuel.com  
 7 555 Twin Dolphin Drive 5th Floor  
 Redwood Shores, California 94065  
 8 Telephone: (650) 801-5000  
 Facsimile: (650) 801-5100

9 Michael T. Zeller (Cal. Bar No. 196417)  
 10 michaelzeller@quinnemanuel.com  
 865 S. Figueroa St., 10th Floor  
 11 Los Angeles, California 90017  
 Telephone: (213) 443-3000  
 12 Facsimile: (213) 443-3100

13 Attorneys for SAMSUNG ELECTRONICS  
 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.  
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CASE NO. 11-cv-01846-LHK-PSG

**DECLARATION OF MELISSA N. CHAN  
 IN SUPPORT OF SAMSUNG'S  
 ADMINISTRATIVE MOTION TO FILE  
 UNDER SEAL ITS OPPOSITION TO  
 APPLE'S MOTION TO COMPEL  
 RELATING TO AFFIRMATIVE  
 DEFENSES/COUNTERCLAIMS**

1 I, Melissa N. Chan, declare:

2 1. I am an associate 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 2. Samsung files its administrative motion for an order to seal to protect the  
8 confidentiality of information discussed in Samsung's Opposition to Apple's Motion to Compel  
9 Relating to Affirmative Defenses/Counterclaims ("Samsung's Opposition"), the Declaration of  
10 Rosa Kim in Support of Samsung's Opposition to Apple's Motion to Compel Relating to  
11 Affirmative Defenses/Counterclaims ("Kim Declaration") the Declaration of Melissa Chan in  
12 Support of Samsung's Opposition to Apple's Motion to Compel Relating to Affirmative  
13 Defenses/Counterclaims ("Chan Declaration") and Exhibits 1, 2, 7, 8, 9, 10 and 11 of the Chan  
14 Declaration. Those documents contain information declared by the parties to be HIGHLY  
15 CONFIDENTIAL — ATTORNEYS EYES ONLY.

16 3. Both Samsung's Opposition and the Chan Declaration discuss and quote from the  
17 information contained in the exhibits described below, which have all been designated as highly  
18 confidential by the parties.

19 4. Exhibit 1 consists of a letter dated January 6, 2012 from Sara Jenkins to Peter  
20 Kolovos. This document contains confidential business information regarding Samsung's  
21 personnel and the manner in which it stores documents, and has accordingly been designated as  
22 HIGHLY CONFIDENTIAL — ATTORNEYS EYES ONLY.

23 5. Exhibit 2 consists of a letter dated November 2, 2011 from Jason Bartlett to  
24 Marissa Ducca. This document has been designated by Apple as HIGHLY CONFIDENTIAL —  
25 ATTORNEYS EYES ONLY.

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1           6.       Exhibit 7 consists of excerpts from the deposition transcript of Dr. Joonyoung Cho,  
2 a Samsung witness. This document contains confidential business information about Dr. Cho's  
3 work on the patents-in-suit and his participation in standards bodies on behalf of Samsung and has  
4 been designated as HIGHLY CONFIDENTIAL — ATTORNEYS EYES ONLY.

5           7.       Exhibit 8 consists of excerpts from the deposition transcript of Jae-Seung Yoon, a  
6 Samsung witness. This document contains confidential business information about Dr. Yoon's  
7 work on the patents-in-suit and has been designated as HIGHLY CONFIDENTIAL —  
8 ATTORNEYS EYES ONLY.

9           8.       Exhibit 9 consists of excerpts from the deposition transcript of Dr. Juho Lee, a  
10 Samsung witness. This document contains confidential business information about Dr. Lee's  
11 work on the patents-in-suit and his participation in standards bodies on behalf of Samsung and has  
12 been designated as HIGHLY CONFIDENTIAL — ATTORNEYS EYES ONLY.

13          9.       Exhibit 10 consists of excerpts from the deposition transcript of Gert-Jan Van  
14 Lieshout, a Samsung witness. This document contains confidential business information work  
15 on the patents-in-suit and his participation in standards bodies on behalf of Samsung and has been  
16 designated as HIGHLY CONFIDENTIAL — ATTORNEYS EYES ONLY.

17          10.      Exhibit 11 consists of excerpts from the deposition transcript of Jeong-Seok Oh, a  
18 Samsung witness. This document contains confidential business information about Mr. Oh's  
19 work on the patents-in-suit and has been designated as HIGHLY CONFIDENTIAL —  
20 ATTORNEYS EYES ONLY.

21          11.      Exhibit 12 consists of a letter sent to counsel for Apple from counsel for Samsung.  
22 This document contains confidential business information about how Samsung's maintains its  
23 financial records, as well as information reflected in Samsung's technical documents, and has been  
24 designated as HIGHLY CONFIDENTIAL — ATTORNEYS EYES ONLY.

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12. The Kim Declaration contains information related to Samsung's confidential business strategies, which is maintained as highly confidential in the ordinary course of business and not disclosed to its competitors.

13. The requested relief is necessary and narrowly tailored to protect this confidential information.

I declare under penalty of perjury that the foregoing is true and correct. Executed in Redwood Shores, California on January 17, 2012.

s/Melissa Chan

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**General Order 45 Attestation**

I, Victoria F. Maroulis, 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 Melissa N. Chan has concurred in this filing.

/s/ Victoria Maroulis