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 14 Attorneys for SAMSUNG ELECTRONICS CO.,
 LTD., SAMSUNG ELECTRONICS AMERICA,
 15 INC. and SAMSUNG
 TELECOMMUNICATIONS AMERICA, LLC
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17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION
 19

20 APPLE INC., a California corporation,

21 Plaintiff,

22 vs.

23 SAMSUNG ELECTRONICS CO., LTD., a
 Korean business entity; SAMSUNG
 24 ELECTRONICS AMERICA, INC., a New
 York corporation; SAMSUNG
 25 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,

26 Defendant.
 27

CASE NO. 11-cv-01846-LHK (PSG)

**DECLARATION OF JOBY MARTIN IN
 SUPPORT OF SAMSUNG'S OPPOSITION
 TO APPLE'S MOTION TO SHORTEN
 TIME FOR BRIEFING AND HEARING
 ON ITS MOTION TO COMPEL**

Date: February 1, 2011
 Time: 10:00 a.m.
 Place: Courtroom 5, 4th Floor
 Judge: Hon. Paul S. Grewal

1 I, Joby Martin, declare as follows:

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"). I submit this declaration in
5 support of Samsung's Opposition to Apple's Motion to Shorten Time for Briefing and Hearing on
6 Apple's Motion to Compel. I have personal knowledge of the facts set forth in this declaration
7 and, if called upon as a witness, I could and would testify to such facts under oath.

8 2. On January 16, 2012, Samsung and Apple held a meet and confer session between
9 lead counsel, during which Apple stated that it would file a motion requesting reconsideration of
10 the Court's December 22, 2011 Order unless Samsung agreed to produce all foreign-language
11 documents at least ten days prior to the corresponding deposition.

12 3. At 7:05 p.m. on January 27, 2012, counsel for Apple emailed counsel for Samsung
13 to announce that it would move to shorten time for briefing and hearing of this motion. Although
14 this email did not include a proposed expedited briefing schedule, Apple demanded that Samsung
15 consent to shortened time before 8:00 p.m that evening. A true and correct copy of this email is
16 attached hereto as Exhibit 1.

17 4. Counsel for Samsung immediately responded via email by seeking clarification as
18 to which issues Apple would address in its motion to compel and requesting additional time to
19 confer internally and with Samsung regarding Apple's request for a shortened schedule. True and
20 correct copies of these emails are attached hereto as Exhibit 2. Apple did not respond to
21 Samsung's request.

22 I declare under penalty of perjury under the laws of the United States of America
23 that the foregoing is true and correct.

24 Executed on January 29, 2012, at San Francisco, California.

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/s/ Joby Martin

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Joby Martin

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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 Joby Martin has concurred in this filing.

/s/ Victoria Maroulis