

# EXHIBIT A

January 7, 2012

Mia Mazza  
Morrison & Foerster LLP  
425 Market St.  
San Francisco, CA 94105-2482

Re: *Apple v. Samsung Electronics, et al.*, No. 5:11-cv-01846-LHK (N.D. Cal.)

Dear Mia:

I write regarding Apple's improper objections and non-responses to Samsung's Requests for Admission Nos. 101 to 190. Apple has refused to admit or deny any of these requests, instead objecting to each of these requests by stating that "this request . . . is [] being used to compel an admission of a conclusion of law . . . ."

Apple's refusal to provide substantive answers is without legal or factual merit. Requests for admissions may ask for "the application of law to fact," Fed. R. Civ. P. 36(a)(1)(A), and "are not objectionable even if they require opinions or conclusions of law, as long as the legal conclusions relate to the facts of the case." *Ransom v. U.S.*, 8 Cl. Ct. 646, 647 (Cl. Ct. 1985). Because the overall similarity of the designs claimed in these design patents is plainly a fact of this case, *see Braun, Inc. v. Dynamics Corp. of America*, 975 F.2d 815, 819-21 (Fed. Cir. 1992), these Requests therefore permissibly ask for the application of law to fact.

By 5:00 p.m. on January 9, 2012, please either confirm that Apple will withdraw its improper objections and properly respond to Samsung's Requests for Admission Nos. 101 to 190 or let us know when Apple will be available to meet and confer on this issue.

**quinn emanuel urquhart & sullivan, llp**

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Kind regards,

/s/

Diane C. Hutnyan