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13 Attorneys for SAMSUNG ELECTRONICS CO.,  
 LTD., SAMSUNG ELECTRONICS AMERICA,  
 14 INC. and SAMSUNG  
 TELECOMMUNICATIONS AMERICA, LLC  
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16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION  
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19 APPLE INC., a California corporation,  
 20 Plaintiff,  
 21 vs.  
 22 SAMSUNG ELECTRONICS CO., LTD., a  
 Korean business entity; SAMSUNG  
 23 ELECTRONICS AMERICA, INC., a New  
 York corporation; SAMSUNG  
 24 TELECOMMUNICATIONS AMERICA,  
 LLC, a Delaware limited liability company,  
 25 Defendant.  
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CASE NO. 11-cv-01846-LHK (PSG)  
**DECLARATION OF HANKIL KANG IN  
 SUPPORT OF SAMSUNG'S  
 ADMINISTRATIVE MOTION TO FILE  
 DOCUMENTS UNDER SEAL**

1 I, Hankil Kang, declare:

2 1. I am Legal Counsel at Samsung Electronics Co., Ltd. (“SEC”). I submit this  
3 declaration in support of Samsung’s Administrative Motion to File Documents Under Seal, filed  
4 by SEC, Samsung Electronics America, Inc. (“SEA”) and Samsung Telecommunications  
5 America, LLC (“STA”) (collectively, “Samsung”). I have personal knowledge of the facts set  
6 forth in this declaration, except as otherwise noted, and, if called as a witness, could and would  
7 testify to those facts under oath.

8 2. The requested relief is necessary to protect the confidentiality of information  
9 discussed in Samsung’s Motion for a Protective Order Precluding the Depositions of Ten High-  
10 Ranking Samsung Executives (“Samsung’s Motion”), Exhibits A, B, and E-M to the Declaration  
11 of Rachel Kassabian, the Declaration of Samuel Lee, and the declarations of the eight executives  
12 submitted in support thereof. These documents contain highly confidential and commercially  
13 sensitive business information, including confidential information about Samsung’s business  
14 structure and the duties of its executives.

15 **Exhibits to the Declaration of Rachel Kassabian**

16 3. Exhibits A, B, and E to the Declaration of Rachel Kassabian are letters from  
17 Samsung’s counsel to Apple’s counsel. They contain confidential information regarding the  
18 structure of SEC and the duties of its highest executives.

19 4. Exhibits F to K to the Declaration of Rachel Kassabian are transcripts from the  
20 depositions of Samsung employees.

21 a. Exhibit F is an excerpt from the transcript of Hangil Song. It contains  
22 discussions of product design and development, as well as internal Samsung communications, and  
23 should be sealed.

24 b. Exhibit G is an excerpt from the transcript of Bo-Ra Kim. It contains  
25 discussions of product design and development, as well as internal Samsung communications, and  
26 should be sealed.

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1 c. Exhibit H is an excerpt from the transcript of Sun Young Yi. It contains  
2 discussions of product design and development, as well as internal Samsung communications, and  
3 should be sealed.

4 d. Exhibit I is an excerpt from the transcript of Jinsoo Kim. It contains  
5 discussions of product design and development, the business duties and role of Samsung  
6 executives, and Samsung's business organization, and should be sealed.

7 e. Exhibit J is an excerpt from the transcript of Jungmin Yeo. It contains  
8 discussions of product design and development, and should be sealed.

9 f. Exhibit K is an excerpt from the transcript of Timothy Sheppard. It contains  
10 discussions of the duties and actions of Samsung's highest executives, as well as internal Samsung  
11 communications, and should be sealed.

12 g. Exhibit L is the declaration of Jaewan Chi, submitted before the ITC. As  
13 discussed below, it should be sealed.

14 h. Exhibit M is the declaration of Seungho Ahn, submitted before the ITC. As  
15 discussed below, it should be sealed.

16 5. Exhibits L and M are declarations of Samsung executives submitted before the  
17 International Trade Commission. They contain confidential information about the business  
18 structure of Samsung, as well as the duties of those executives.

19 6. Deposition testimony regarding how Samsung designs its products, as well as  
20 testimony regarding its functionality, is confidential to Samsung. It is Samsung's policy not to  
21 disclose its internal design or development process, or specific functionality, and such testimony  
22 represent Samsung's confidential business information. The deposition testimony, letters, and  
23 declarations also contains highly confidential and commercially sensitive business information,  
24 including confidential information about Samsung's business structure and the duties of its  
25 executives. If disclosed, this information could be used by Samsung's competitors to Samsung's  
26 disadvantage.

27 **Declarations of Samsung's High-Ranking Executives**

28 7. Gee Sung Choi is the Vice Chairman and Chief Executive Officer of SEC. His

1 declaration contains nonpublic, confidential information about his daily duties and the structure  
2 and management of SEC. A properly redacted version of this declaration is attached hereto as  
3 Exhibit 3.

4 8. Jong Kyun Shin is President of the Mobile Communications division of SEC. His  
5 declaration contains nonpublic, confidential information about his daily duties and the structure  
6 and management of SEC. A properly redacted version of this declaration is attached hereto as  
7 Exhibit 4.

8 9. Dale Sohn is President and Chief Executive Officer of STA. His declaration  
9 contains nonpublic, confidential information about his daily duties and the structure and  
10 management of STA. A properly redacted version of this declaration is attached hereto as Exhibit  
11 9.

12 10. Joseph Cheong is Chief Financial Officer of STA. His declaration contains  
13 nonpublic, confidential information about his daily duties and the structure and management of  
14 STA. A properly redacted version of this declaration is attached hereto as Exhibit 10.

15 11. Seunghwan Cho is an Executive Vice President in the Mobile Communications  
16 Business Unit (also known as the Wireless Business Unit) at SEC. His declaration contains  
17 nonpublic, confidential information about his daily duties and the structure and management of  
18 SEC. A properly redacted version of this declaration is attached hereto as Exhibit 7.

19 12. WonPyo Hong is an Executive Vice President in the Mobile Communications  
20 Business Unit of SEC. His declaration contains nonpublic, confidential information about his  
21 daily duties and the structure and management of SEC. A properly redacted version of this  
22 declaration is attached hereto as Exhibit 5.

23 13. Heonbae Kim (also spelled HunBae Kim) is an Executive Vice President in the  
24 Mobile Communications Business Unit of SEC. His declaration contains nonpublic, confidential  
25 information about his daily duties and the structure and management of SEC. A properly redacted  
26 version of this declaration is attached hereto as Exhibit 6.

27 14. Dong Jin Koh is an Executive Vice President in the Mobile Communications  
28 Business Unit of SEC. His declaration contains nonpublic, confidential information about his

1 daily duties and the structure and management of SEC. A properly redacted version of this  
2 declaration is attached hereto as Exhibit 8.

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**Declaration of Samuel Lee**

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15. Samuel Lee is Senior Legal Counsel for SEC. His declaration contains nonpublic, confidential and detailed descriptions of Samsung's business organization and structure, including projects that particular designers and engineers worked on. A properly redacted version of this declaration is attached hereto as Exhibit 2.

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16. Samsung's Motion contains references to and discussions of all of the confidential information listed above. It is Samsung's policy not to disclose or describe its confidential business affairs, practices, or structures. This information is confidential to Samsung. It is indicative of the way that Samsung manages its business and conducts business strategy, and thus it could be used by Samsung's competitors to Samsung's disadvantage. A properly redacted version of the motion is attached hereto as Exhibit 1.

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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

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Executed on this 23rd day of February, 2012, in Seoul, Republic of Korea.

  
Hankil Kang

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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 Hankil Kang has concurred in this filing.

/s/ Victoria Maroulis