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14 Attorneys for SAMSUNG ELECTRONICS CO.,
 LTD., SAMSUNG ELECTRONICS AMERICA,
 15 INC. and SAMSUNG
 TELECOMMUNICATIONS AMERICA, LLC
 16

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

27 Defendant.
 28

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

**DECLARATION OF MICHAEL L. FAZIO
 IN SUPPORT OF STIPULATION
 SHORTENING TIME ON SCHEDULE
 FOR BRIEFING**

1 I, Michael L. Fazio, declare as follows:

2 1. I am a member of the State Bar of California and a partner with Quinn
3 Emanuel Urquhart & Sullivan LLP, attorneys for Samsung Electronics Co., Ltd., Samsung
4 Electronics America, Inc. and Samsung Telecommunications America, LLC (collectively,
5 "Samsung"). I make this declaration of personal, firsthand knowledge, and if called and sworn as
6 a witness, I could and would testify competently thereto.
7

8 2. On February 16, 2012, Apple Inc. ("Apple") filed an Administrative Motion
9 to File Under Seal that included a Motion to Compel to Compel Depositions of 14 of Samsung's
10 Purported Apex Witnesses (Dkt. 736), a Motion to Shorten Time for Briefing and Hearing on the
11 Motion to Compel (Dkt. 738), and a Motion for Attorneys' Fees and Costs in Connection with
12 Dkt. 736 (Dkt. 741).
13

14 3. On February 21, 2012, the Court denied Apple's Motion to Shorten Time
15 and stated, "Apple may re-notice the hearing in accordance with Civ. L.R. 7-2(a)." (Dkt. 745 at 2).
16

17 4. On February 21, 2012, Apple re-noticed its Motion to Compel Depositions
18 of 14 of Samsungs Purported "Apex" Witnesses (Dkt. 746).
19

20 5. After meeting and conferring, the parties agree that additional time is
21 required to prepare Oppositions and Replies on Apple's Motion to Compel and Apple's Motion
22 for Attorneys' Fees and Costs.
23

24 6. The Court has granted several motions filed by both parties to shorten time
25 on discovery motions. For example, Apple filed a motion to compel on December 8, 2011 and
26 Samsung filed a motion to compel on December 12, 2011. In both cases, the moving party sought
27 and was granted the requested Order shortening time.
28

7. The requested time modification will not affect the overall schedule for the
case or the hearing date for the Motions at issue. Both Motions will be heard on the noticed date,

1 March 27, 2012, the Court will have Samsung's oppositions by March 5, 2012 and Apple's replies
2 by March 15, 2012.

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

5 Executed February 29, 2012, at Los Angeles, California.

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8 _____
9 Michael L. Fazio

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