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11 Attorneys for Plaintiff and
 12 Counterclaim-Defendant APPLE INC.

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN JOSE DIVISION

17 APPLE INC.,
 18 Plaintiff,
 19 v.
 20 SAMSUNG ELECTRONICS CO., LTD., A
 Korean business entity; SAMSUNG
 21 ELECTRONICS AMERICA, INC., a New York
 corporation; SAMSUNG
 22 TELECOMMUNICATIONS AMERICA, LLC, a
 Delaware limited liability company,
 23 Defendants.
 24

Case No. 11-cv-01846-LHK (PSG)
**DECLARATION OF MICHAEL A.
 JACOBS IN SUPPORT OF
 STIPULATION REGARDING
 SCHEDULE FOR BRIEFING
 APEX-RELATED MOTION TO
 COMPEL AND MOTION FOR
 PROTECTIVE ORDER**

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1 I, Michael A. Jacobs, declare as follows:

2 1. I am a partner in the law firm of Morrison & Foerster LLP, counsel for Apple Inc.
3 (“Apple”). I am licensed to practice law in the State of California. Unless otherwise indicated, I
4 have personal knowledge of the matters stated herein and, if called as a witness, could and would
5 testify competently thereto. I make this declaration in support of the parties’ Stipulation
6 Regarding Schedule for Briefing Apex-Related Motion to Compel and Motion for Protective
7 Order.

8 2. On February 16, 2012, Apple filed and served an Administrative Motion to File under
9 Seal that included a Motion to Compel Depositions of 14 of Samsung’s Purported “Apex”
10 Witnesses (“Apex Motion”) (Docket No. 736).

11 3. On February 23, 2012, Samsung filed and served a Motion to File Documents under
12 Seal that included a Motion for Protective Order (“Protective Order Motion”) relating to the Apex
13 Motion (Docket No. 754);

14 4. Under the current briefing schedule, Apple’s opposition to the Protective Order
15 Motion is due March 8, 2012, and Apple’s reply in support of the Apex Motion is due March 15,
16 2012.

17 5. After meeting and conferring, the parties agree that Apple’s opposition and reply
18 briefs should be combined into a single brief to reduce the total number of briefs filed with the
19 Court on apex-related issues.

20 6. The Court has granted several motions filed by both parties to change time on
21 discovery motions, For example, Apple filed a motion to compel on December 8, 2011, and
22 Samsung filed a motion to compel on December 12, 2011. In both cases, the moving party
23 sought and was granted the requested Order shortening time.

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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 are schedule to be heard on the noticed date, March 27, 2012. The Court will have all of the parties' briefing by March 19, 2012.

I declare under penalty of perjury that the foregoing is true and correct. Executed March 8, 2012 at San Francisco, California.

/s/ Michael A. Jacobs
Michael A. Jacobs