

# EXHIBIT B

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

v.

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

Defendant.

Civil Action No. 11-CV-01846-LHK

APPLE INC., a California corporation,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD., a  
Korean corporation, SAMSUNG  
ELECTRONICS AMERICA, INC., a New  
York corporation, and SAMSUNG  
TELECOMMUNICATIONS AMERICA,  
LLC, a Delaware limited liability company,

Defendant.

Civil Action No. 12-CV-00630-LHK

**STIPULATION AND [PROPOSED] ORDER RE DISCOVERY**

1 Apple and Samsung file this Stipulation requesting that the Court approve the following to  
2 facilitate and expedite discovery.

3 WHEREAS, Apple and Samsung are currently involved in an action captioned *Apple v.*  
4 *Samsung*, Case No. 11-cv-1846-LHK (PSG) (“the 1846 case”);

5 WHEREAS, Apple and Samsung are also currently involved in two investigations before  
6 the U.S. International Trade Commission, specifically Investigations No. 337-TA-794 (the “794  
7 investigation”) and Investigation No. 337-TA-796 (the “796 investigation”);

8 WHEREAS, on January 30, 2012, the Court entered a “Agreed Upon Protective Order  
9 Regarding Disclosure and Use of Discovery Materials” (Docket No. 687) in the 1846 case;

10 WHEREAS, on February 8, 2012, Apple filed an action captioned *Apple v. Samsung*, Case  
11 No. 12-cv-0630-LHK (HRL) (“the 630 case”);

12 WHEREAS, the parties believe that many of the same issues regarding confidentiality and  
13 other discovery issues will arise in both of these cases; and

14 WHEREAS, the parties believe that adopting the protective order and certain other  
15 provisions from the 1846 case will serve to minimize any disputes during the period the parties  
16 seek to draft a joint proposed protective order in the 630 case;

17 NOW THEREFORE, IT IS HEREBY STIPULATED and agreed to by and between the  
18 parties that:

19 (1) the “Agreed Upon Protective Order Regarding Disclosure and Use of Discovery  
20 Materials” (Docket No. 687) (“Protective Order”) entered in *Apple v. Samsung*, Case No. 11-cv-  
21 1846-LHK (PSG) is hereby adopted in the 630 case on an interim basis;

22 (2) any document produced or deposition of a party’s witness taken by one of the  
23 parties in the 1846 case, the 794 investigation, or the 796 investigation shall be deemed produced  
24 in the 630 case without new Bates-numbering; any deposition so produced shall be useable in the  
25 630 case as if the deposition were originally noticed and taken in the 630 case; however, any  
26 deposition so produced shall not count against the time limits specified in Federal Rule of Civil  
27 Procedure 30(d)(1) in the 630 case; and  
28

1 (3) the parties will work in good faith with third parties that have produced documents  
2 in the 1846 case, the 794 investigation, and the 796 investigation to address use of those  
3 documents in the 630 case on an as requested basis; and

4 (4) this Stipulation and Order Re Discovery is limited to the production and use of  
5 information in the 630 case and is not intended to, nor shall it, affect any provisions regarding the  
6 cross-production and use of such information in proceedings other than the 630 case.

7 .  
8 **IT IS SO STIPULATED.**

9 Dated: March 22, 2012

Respectfully submitted,

10 /s/ Richard S.J. Hung

/s/ Kevin P.B. Johnson

1 William F. Lee  
2 WILMER CUTLER PICKERING HALE  
AND DORR LLP  
3 60 State Street  
Boston, Massachusetts 02109  
4 Telephone: (617) 526-6000  
Facsimile: (617) 526-5000

5 Mark D. Selwyn  
6 WILMER CUTLER PICKERING HALE  
AND DORR LLP  
7 950 Page Mill Road  
Palo Alto, California 94304  
8 Telephone: (650) 858-6000  
Facsimile: (650) 858-6100

9 Harold J. McElhinny  
10 Michael A. Jacobs  
Richard S.J. Hung  
11 MORRISON & FOERSTER LLP  
425 Market Street  
12 San Francisco, California 94105  
Telephone: (415) 268-7000  
13 Facsimile: (415) 268-7522

14 Josh A. Krevitt  
H. Mark Lyon  
15 GIBSON, DUNN & CRUTCHER LLP  
1881 Page Mill Road  
16 Palo Alto, California 94304  
Telephone: (650) 849-5300  
17 Facsimile: (650) 849-5333

18 *Counsel for Plaintiff and Counterclaim-*  
19 *Defendant Apple Inc.*

Charles K. Verhoeven  
QUINN EMANUEL URQUHART  
& SULLIVAN LLP

50 California Street, 22nd Floor  
San Francisco, California 94111  
Telephone: (415) 875-6600

Kevin P.B. Johnson  
Victoria Maroulis  
QUINN EMANUEL URQUHART  
& SULLIVAN LLP

555 Twin Dolphin Drive, 5th Floor  
Redwood Shores, California 94065  
Telephone: (650) 801-5066

Diane C. Hutnyan  
QUINN EMANUEL URQUHART  
& SULLIVAN LLP  
865 S. Figueroa St., 10th Floor  
Los Angeles, California 90017  
Telephone: (213) 443-3000

*Counsel for Samsung Electronics Co., Ltd.,  
Samsung Electronics America, Inc., and  
Samsung Telecommunications America, LLC*

20  
21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22  
23 Dated:

By: \_\_\_\_\_

United States Magistrate Judge

**ATTESTATION OF E-FILED SIGNATURE**

I, Richard S.J. Hung, am the ECF User whose ID and password are being used to file this Stipulation. In compliance with General Order 45, X.B., I hereby attest that Kevin P.B. Johnson has concurred in this filing.

Dated: March 22, 2012

/s/ Richard S.J. Hung  
Richard S.J. Hung