

1 HAROLD J. MCELHINNY (CA SBN 66781)
 hmcclhinny@mofo.com
 2 MICHAEL A. JACOBS (CA SBN 111664)
 mjacobs@mofo.com
 3 JENNIFER LEE TAYLOR (CA SBN 161368)
 jtaylor@mofo.com
 4 ALISON M. TUCHER (CA SBN 171363)
 atucher@mofo.com
 5 RICHARD S.J. HUNG (CA SBN 197425)
 rhung@mofo.com
 6 JASON R. BARTLETT (CA SBN 214530)
 jasonbartlett@mofo.com
 7 MORRISON & FOERSTER LLP
 425 Market Street
 8 San Francisco, California 94105-2482
 Telephone: (415) 268-7000
 9 Facsimile: (415) 268-7522

KENNETH H. BRIDGES (CA SBN 243541)
 kbridges@bridgesmav.com
 MICHAEL T. PIEJA (CA SBN 250351)
 mpieja@bridgesmav.com
 BRIDGES & MAVRAKAKIS LLP
 3000 El Camino Real
 One Palo Alto Square, 2nd Floor
 Palo Alto, CA 94306
 Telephone: (650) 804-7800
 Facsimile: (650) 852-9224

10 Attorneys for Plaintiff
 APPLE INC.

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 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

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

Case No. 11-cv-01846-LHK

**APPLE INC.'S MOTION TO
 SHORTEN TIME FOR BRIEFING
 AND HEARING ON APPLE INC.'S
 MOTION FOR EXPEDITED
 TRIAL ON ITS CLAIMS AND FOR
 EARLY CASE MANAGEMENT
 CONFERENCE**

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1 Whether trial of Apple’s claims should be expedited is a simple issue. Indeed, Apple’s
2 brief in support of its Motion for Expedited Trial and for Early Case Management Conference
3 (“Motion for Expedited Trial”) is limited to about four pages of argument. Prompt resolution of
4 that motion will benefit both parties because Apple will obtain swift resolution of its claims of
5 infringement and Samsung will benefit from having certainty regarding the legal status of its
6 accused products. Accordingly, pursuant to Civil Local Rule 6-3, Apple requests that the briefing
7 schedule for its Motion for Expedited Trial be shortened as follows: any opposition will be filed
8 by July 11, any reply will be filed by July 14, and any hearing will be held on July 21, or as soon
9 thereafter as is convenient to the Court.

10 Counsel for Samsung was unavailable to meet and confer prior to the filing of this motion,
11 so Apple was not able to obtain Samsung’s agreement to an expedited briefing schedule.
12 (Declaration of Richard S.J. Hung Regarding Meet and Confer Obligations relating to Apple
13 Inc.’s Motions Filed on July 1, 2011, filed herewith, ¶¶ 2-3, 5.) Per Civil L.R. 6-3, Apple notes
14 that there have been two prior time modifications in this case, shortening time on Apple’s Motion
15 to Expedite Discovery and Samsung’s Motion to Compel. (*Id.*, ¶ 6.)

16 Apple has moved for an expedited trial date in February 2012 because prompt relief is
17 needed to prevent the irreparable harm arising from Samsung’s infringement of Apple’s
18 extremely valuable intellectual property rights. Because each day that Samsung’s products
19 remain for sale is another day that Apple continues to suffer harm, the Court should accelerate the
20 briefing schedule on Apple’s Motion for Expedited Trial. *See Noble v. Kiewit Pac. Co.*, No. C
21 08-00666 SI, 2008 U.S. Dist. LEXIS 82243, at *2 (N.D. Cal. Feb. 13, 2008) (court “may grant a
22 motion to shorten time where the moving party identifies ‘the substantial harm or prejudice that
23 would occur if the Court did not change the time’”) (quoting N.D. Cal. Civ. L.R. 6-3(a)(3)).

24 If Apple’s Motion for Expedited Trial were heard on the normal briefing schedule, this
25 would delay a decision by several weeks. In the interim, the schedule for this proceeding would
26 remain uncertain. Prompt resolution of Apple’s Motion for Expedited Trial at the earliest
27 possible date will allow both parties to work towards an established trial date. Accordingly,
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1 Apple respectfully requests that the Court grant Apple's Motion to Shorten Time for Briefing and
2 Hearing on Apple's Motion for Expedited Trial.

3 Dated: July 1, 2011

MORRISON & FOERSTER LLP

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By: /s/ Michael A. Jacobs
Michael A. Jacobs

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Attorneys for Plaintiff
APPLE INC.

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ECF ATTESTATION

I, JASON R. BARTLETT, am the ECF User whose ID and password are being used to file the following document: APPLE INC.'S MOTION TO SHORTEN TIME FOR BRIEFING AND HEARING ON APPLE INC.'S MOTION FOR EXPEDITED TRIAL. In compliance with General Order 45, X.B., I hereby attest that Michael Jacobs has concurred in this filing.

Dated: July 1, 2011

MORRISON & FOERSTER LLP

By: /s/ Jason R. Bartlett
JASON R. BARTLETT