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April 19, 2012

**VIA ELECTRONIC MAIL**Marc J. Pernick  
Morrison & Forester LLP  
755 Page Mill Road  
Palo Alto, CA 94304-1018Re: Apple v. Samsung, Case No. 11-cv-1846 LHK (PSG) (N.D. Cal.)

Dear Marc:

I write in response to your April 19, 2012 letter regarding the deposition of Terry Musika.

Samsung cannot agree to defer Mr. Musika's deposition. First, the Court did not instruct the parties to delay the deposition. If the Court believed it was prudent to delay any deposition pending a ruling, it would have so instructed. Moreover, your request presupposes there is merit to Apple's Rule 37(b)(2) motion. As you know, Samsung disagrees.

Separate and apart from these points, and in light of the schedule in this case, the timely deposition of Mr. Musika is a priority for Samsung. Therefore, delay is not acceptable.

Very truly yours,



Thomas R. Watson

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