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10 Attorneys for Plaintiff and
 Counterclaim-Defendant APPLE INC

11
 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 business entity; SAMSUNG
 20 ELECTRONICS AMERICA, INC., a New York
 corporation; SAMSUNG
 21 TELECOMMUNICATIONS AMERICA, LLC, a
 Delaware limited liability company,
 22 Defendants.
 23

Case No. 11-cv-01846-LHK (PSG)

**DECLARATION OF RICHARD S.J.
 HUNG IN SUPPORT OF APPLE
 INC.'S MOTION FOR LEAVE TO
 FILE RESPONSE TO SAMSUNG'S
 STATEMENT**

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1 I, Richard S.J. Hung, declare as follows:

2 I am a partner at Morrison & Foerster LLP, counsel for Apple Inc. (“Apple”) in this
3 action. I make this declaration based on personal knowledge and could testify competently to the
4 facts stated herein.

5 1. Today at 4:08 pm I sent an email message requesting Samsung's consent to Apple
6 filing a short response to Samsung's Statement Identifying Claims it Will Assert at Trial. I
7 requested that Samsung respond by 6:00 pm.

8 2. Samsung responded at 5:34 pm that it would oppose Apple’s motion, and
9 proposed as an alternative that the parties file a “joint submission.” A true and correct copy of
10 Samsung’s response is attached as Exhibit 1.

11

12 I declare under penalty of perjury that the foregoing is true and correct. Executed this 9th
13 day of May, 2012, at San Francisco, California.

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

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ATTESTATION OF E-FILED SIGNATURE

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

Dated: May 9, 2012

/s/ Harold J. McElhinny
Harold J. McElhinny