

# EXHIBIT 15

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

10 Attorneys for Plaintiff and  
Counterclaim-Defendant APPLE INC.

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
Charles K. Verhoeven (Cal. Bar No.  
170151)  
50 California Street, 22nd Floor  
San Francisco, California 94111  
Telephone: (415) 875-6600  
Facsimile: (415) 875-6700  
Kevin P.B. Johnson (Cal. Bar No. 177129)  
Victoria F. Maroulis (Cal. Bar No. 202603)  
555 Twin Dolphin Drive 5th Floor  
Redwood Shores, California 94065  
Telephone: (650) 801-5000  
Facsimile: (650) 801-5100  
Michael T. Zeller (Cal. Bar No. 196417)  
865 S. Figueroa St., 10th Floor  
Los Angeles, California 90017  
Telephone: (213) 443-3000  
Facsimile: (213) 443-3100

Attorneys for SAMSUNG ELECTRONICS  
CO., LTD., SAMSUNG ELECTRONICS  
AMERICA, INC. and SAMSUNG  
TELECOMMUNICATIONS AMERICA,  
LLC

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

17 APPLE INC., a California corporation,

18 Plaintiff,

19 v.

20 SAMSUNG ELECTRONICS CO., LTD., a  
21 Korean corporation; SAMSUNG ELECTRONICS  
22 AMERICA, INC., a New York corporation; and  
23 SAMSUNG TELECOMMUNICATIONS  
company,

24 Defendants.

Case No. 11-cv-01846-LHK

**JOINT STIPULATION AND  
[PROPOSED] ORDER  
REGARDING SOURCE CODE  
FOR THE ACCUSED DEVICES**

1 WHEREAS, Apple Inc. (“Apple”) commenced the above-captioned action against  
2 Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung  
3 Telecommunications America, LLC (collectively “Samsung,” and together with Apple, “the  
4 Parties” and individually each a “Party”) on April 15, 2011;

5 WHEREAS, through Requests for Production propounded on Samsung and other  
6 discovery mechanisms, Apple sought production of the source code for the accused products (*see*,  
7 *e.g.*, Apple RFP Nos. 224, 228, and 232);

8 WHEREAS, on December 8, 2011, Apple filed a motion to compel seeking an order  
9 directing Samsung to produce its source code for the accused products, including its source code  
10 relating to certain specified accused functions (*see* Apple’s 12/8/11 [Proposed] Order Granting  
11 Apple’s Mot. Compel Production of Docs. & Things at 2-3);

12 WHEREAS, on December 22, 2011, the Court issued an order requiring Samsung to  
13 produce “the source code and technical documents requested by Apple’s motion” by  
14 December 31, 2011 (12/22/11 Order at 2);

15 WHEREAS, Samsung produced only one version of source code for each accused product  
16 by December 31, 2011;

17 WHEREAS, Apple contends that Samsung should be precluded from arguing that any  
18 version of an accused product does not infringe any Apple patent-in-suit, unless the source code  
19 for that version of the product either (i) was produced by December 31, 2011, or (ii) differs in no  
20 material way from the source code for the version of the product that was produced by  
21 December 31, 2011;

22 WHEREAS, although Samsung does not agree with Apple’s contention, Samsung  
23 represents that, for purposes of assessing infringement of all but one of the Apple patents-in-suit,  
24 the version of the following accused products for which Samsung did produce source code by  
25 December 31, 2011 is representative of all versions of that product:

- 26 (a) Captivate;
- 27 (b) Continuum;
- (c) Epic 4G;
- (d) Exhibit 4G;
- 28 (e) Fascinate;

- 1 (f) Galaxy Ace Showcase;
- 2 (g) Galaxy S 4G;
- 3 (h) Gravity Smart;
- 4 (i) Indulge;
- 5 (j) Intercept;
- 6 (k) Mesmerize;
- 7 (l) Nexus;
- 8 (m) Nexus S;
- 9 (n) Nexus S 4G;
- 10 (o) Replenish;
- 11 (p) Showcase Galaxy S;
- 12 (q) Sidekick;
- 13 (r) Transform;
- 14 (s) Vibrant;
- 15 (t) Galaxy Tab (AT&T, Sprint, TMobile and Verizon versions);
- 16 (u) ....
- 17 (v) .....
- 18 (w) ...
- 19 (x) .....

20 WHEREAS, Samsung's representation does not apply to Apple's allegation that  
21 Samsung's accused products infringe U.S. Patent No. 7,469,381; and

22 WHEREAS, the Parties have determined that it is in their mutual interest to memorialize  
23 their partial resolution of this outstanding dispute regarding the consequences of Samsung's  
24 failure to produce all of the source code covered by the Court's December 22, 2011 Order by  
25 December 31, 2011.

26 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the Parties as  
27 follows:

28 1. For purposes of assessing infringement of U.S. Patent Nos. 6,493,002, 7,853,891,  
7,864,163, 7,844,915, 7,812,828, 7,663,607, and 7,920,129 (whether direct or indirect, and  
whether literal or by equivalents), the version of source code that Samsung produced by  
December 31, 2011 for the following products is representative of the source code for all versions  
of that product:

- a. Captivate;
- b. Continuum;
- c. Epic 4G;
- d. Exhibit 4G;
- e. Fascinate;
- f. Galaxy Ace Showcase;
- g. Galaxy S 4G;
- h. Gravity Smart;
- i. Indulge;

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- j. Intercept;
- k. Mesmerize;
- l. Nexus;
- m. Nexus S;
- n. Nexus S 4G;
- o. Replenish;
- p. Showcase Galaxy S;
- q. Sidekick;
- r. Transform;
- s. Vibrant; and
- t. Galaxy Tab (AT&T, Sprint, TMobile and Verizon versions);
- u. ....
- v. ....
- w. ....
- x. ....

2. This stipulation is without prejudice to Apple’s right to seek any remedy or relief with regard to any disputes over Samsung’s production of source code in accordance with the December 22, 2011 Order that are not addressed in Section 1 of this Stipulation.

Dated: February \_\_, 2012

MORRISON & FOERSTER LLP

QUINN EMANUEL URQUHART & SULLIVAN, LLP

By: \_\_\_\_\_  
 HAROLD J. MCELHINNY  
 MICHAEL A. JACOBS  
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 RICHARD S.J. HUNG  
 JASON R. BARTLETT

By: \_\_\_\_\_  
 CHARLES K. VERHOEVEN  
 KEVIN P.B. JOHNSON  
 VICTORIA F. MAROULIS  
 EDWARD DEFRANCO  
 MICHAEL T. ZELLER

Attorneys for Plaintiff  
 APPLE INC.

Attorneys for SAMSUNG ELECTRONICS CO. LTD, SAMSUNG ELECTRONICS AMERICA, INC., AND SAMSUNG TELECOMMUNICATIONS AMERICA, LLC.

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

Dated: \_\_\_\_\_, 2012

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

The Honorable Lucy H. Koh  
United States District Court Judge