

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP
 Charles K. Verhoeven (Cal. Bar No. 170151)
 2 charlesverhoeven@quinnemanuel.com
 50 California Street, 22nd Floor
 3 San Francisco, California 94111
 Telephone: (415) 875-6600
 4 Facsimile: (415) 875-6700

5 Kevin P.B. Johnson (Cal. Bar No. 177129)
 kevinjohnson@quinnemanuel.com
 6 Victoria F. Maroulis (Cal. Bar No. 202603)
 victoriamaroulis@quinnemanuel.com
 7 555 Twin Dolphin Drive 5th Floor
 Redwood Shores, California 94065
 8 Telephone: (650) 801-5000
 Facsimile: (650) 801-5100

9 Michael T. Zeller (Cal. Bar No. 196417)
 10 michaelzeller@quinnemanuel.com
 865 S. Figueroa St., 10th Floor
 11 Los Angeles, California 90017
 Telephone: (213) 443-3000
 12 Facsimile: (213) 443-3100

13 Attorneys for SAMSUNG ELECTRONICS
 CO., LTD., SAMSUNG ELECTRONICS
 14 AMERICA, INC. and SAMSUNG
 TELECOMMUNICATIONS AMERICA, LLC
 15

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

18 APPLE INC., a California corporation,
 19 Plaintiff,
 20 vs.
 21 SAMSUNG ELECTRONICS CO., LTD., a
 Korean business entity; SAMSUNG
 22 ELECTRONICS AMERICA, INC., a New
 York corporation; SAMSUNG
 23 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,
 24 Defendants.
 25

CASE NO. 11-cv-01846-LHK

**DECLARATION OF DIANE C.
 HUTNYAN IN SUPPORT OF
 SAMSUNG'S MOTION FOR RULE 37
 SANCTIONS FOR APPLE'S VIOLATION
 OF DECEMBER 22, 2011 COURT ORDER**

Date: June 26, 2012
 Time: 10:00 a.m.
 Place: Courtroom 5, 4th Floor
 Judge: Hon. Paul S. Grewal

26
 27
 28

1 I, Diane C. Hutnyan, declare:

2 1. I am a partner with the law firm Quinn Emanuel Urquhart & Sullivan, LLP,
3 counsel for Samsung Electronics Co., Ltd., Samsung Electronics America, Inc. and Samsung
4 Telecommunications America, LLC (collectively, "Samsung"). I am licensed to practice law in
5 the State of California. I submit this declaration in support of Samsung's Motion for Rule 37
6 Sanctions for Apple's Violation of the Court's December 22, 2011 Order. I have personal
7 knowledge of the facts set forth in this declaration and, if called upon as a witness, I could and
8 would testify to the following facts.

10 2. Among the deposition transcripts that had, until this Court's April 12 enforcement
11 order, been improperly withheld in violation of the Court's December 22 Order were those of the
12 following inventors: Bas Ording, named inventor on the '381, '891, and '163 patents (3
13 transcripts); Joshua Strickon, named inventor on the '607 patent; Wayne Westerman, named
14 inventor on the '828 patent; John Elias, named inventor on the '828 patent; Andrew Platzer,
15 named inventor on the '915 patent; Scott Herz, named inventor on the '915 patent; Imran
16 Chaudhri, named inventor on the '891, '163, D'305, D'334, and D'790 patents; Stephen Lemay,
17 named inventor on the '163 patent; Richard Williamson, named inventor on the '163 patent; Chris
18 Blumenberg, named inventor on the '163 patent, and Brian Land, named inventor on the '129
19 patent. In addition, Apple withheld 25 utility and design inventor transcripts from the 796
20 Investigation: Boule (2 transcripts), Westerman, Herz, Anzures, Williamson, Christie,
21 Blumenberg, LeMay, Coster, Ive, Platzer, Chaudhri, Howarth, Forstall (2 transcripts),
22 Zorkendorfer, Stringer, Whang, De Iuliis (2 transcripts), Kerr, Rohrbach, Andre and Hotelling.

26 I declare under penalty of perjury under the laws of the United States that the foregoing is
27 true and correct.

1 Executed in Los Angeles, California on May 22, 2012.

2
3 /s/ Diane C. Hutnyan

4 Diane C. Hutnyan
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

GENERAL ORDER ATTESTATION

I, Victoria Maroulis, am the ECF user whose ID and password are being used to file the foregoing document. I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from Diane Hutnyan.

/s/ Victoria Maroulis