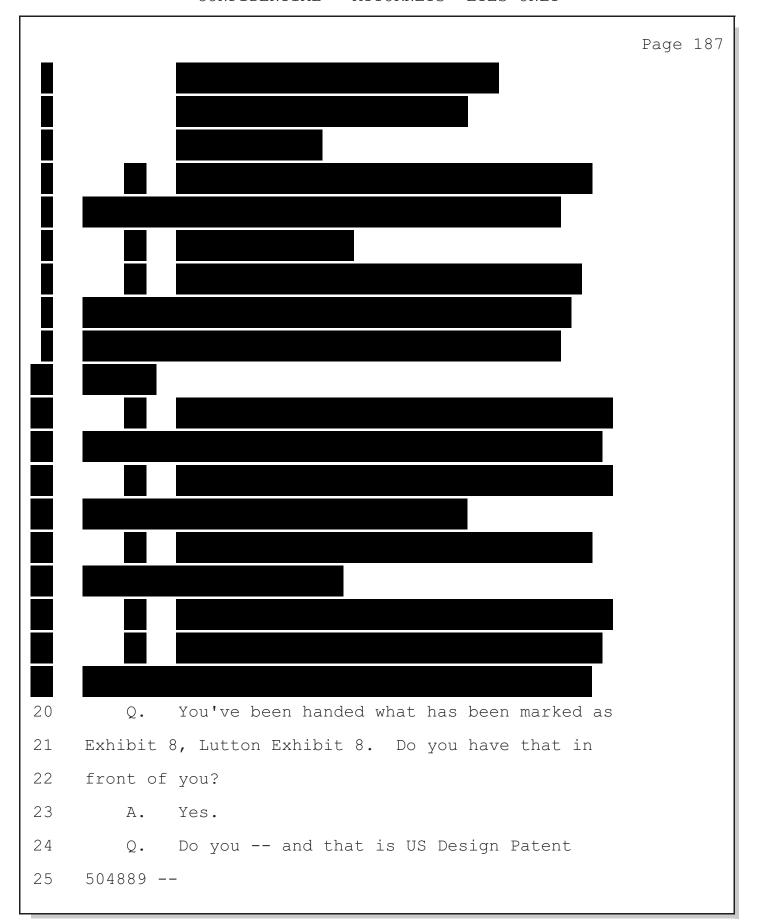
## Exhibit 2

## **EXHIBIT 38**

```
Page 1
 1
                 UNITED STATES DISTRICT COURT
 2
               NORTHERN DISTRICT OF CALIFORNIA
 3
                      SAN JOSE DIVISION
     APPLE INC., a California
 4
     corporation,
 5
 6
               Plaintiff,
 7
                                  Case No. 11-CV-01846-LHK
    VS.
 8
     SAMSUNG ELECTRONICS CO., LTD.,
     a Korean business entity;
     SAMSUNG ELECTRONICS AMERICA,
     INC., a New York corporation;
     SAMSUNG TELECOMMUNICATIONS
10
     AMERICA, LLC, a Delaware
11
     limited liability company,
12
               Defendants.
13
14
15
16
17
            CONFIDENTIAL ATTORNEYS' EYES ONLY
18
19
        VIDEOTAPED DEPOSITION OF DANIELE De IULIIS
                  Redwood Shores, California
20
                   Friday, October 21, 2011
21
22
      Reported by:
      LORRIE L. MARCHANT, CSR No. 10523, RPR, CRR, CCRR, CLR
23
     JOB NO. 43000
24
25
```

Page 186 Did you work on the design of this tablet? 1 Q. I worked alongside my colleagues in the 2 Α. industrial design department as a collective and as 3 a team on this. 18 MR. MONACH: Objection. Vague.



```
Page 188
 1
        A. Yes.
 2
        Q.
            -- correct?
 3
              You're named as an inventor of this design;
     is that correct?
        Α.
             Yes.
 5
         Q. Did you participate in the team that
 6
     created this design?
 7
 8
         A. I did.
15
              BY MS. CARUSO:
16
             Do you see Figure 6 of the D889 patent?
         Q.
              I do.
17
         Α.
18
         Q.
             There's a circular element on that. Do you
     see it?
19
20
         A. I do.
24
              In Figure 1 of the D889 patent, there's
25
     a -- a line that's thicker than the other lines.
```

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- 1 you see that?
- 2 MR. MONACH: Objection. Vague. Objection
- 3 to the extent it may not accurately reflect the
- 4 drawing.
- 5 THE WITNESS: I see a bad photocopy.
- 6 BY MS. CARUSO:
- 7 Q. Starting at the left, do you see three
- 8 parallel lines on the left-hand side of the top
- 9 drawing?
- 10 A. I do.
- 11 Q. Do you see the middle line of those three?
- 12 A. I do.
- Q. Does it appear to you to be thicker than
- 14 the other two?
- 15 A. Yes.
- Q. Do you have an understanding of why it's
- 17 thicker?
- 18 MR. MONACH: Objection. Lack of
- 19 foundation. Objection to the extent it calls for a
- 20 legal conclusion.
- THE WITNESS: I don't.
- BY MS. CARUSO:
- Q. Do you have any understanding of what that
- 24 middle line represents?
- MR. MONACH: Same objection.

Page 190 THE WITNESS: One more time. What was your 1 question. 2 BY MS. CARUSO: 3 Q. Do you have any understanding of what that middle line represents? 5 A. No.

