

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 Plaintiffs Samsung Electronics Co.,
 Ltd. and Samsung Telecommunications America,
 14 LLC

15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

17 SAMSUNG ELECTRONICS CO., LTD., a
 18 Korean corporation, and SAMSUNG
 TELECOMMUNICATIONS AMERICA,
 19 LLC, a Delaware limited liability company,

20 Plaintiffs,

21 vs.

22 APPLE INC., a California corporation,

23 Defendant.

CASE NO. 11-cv-02079-LHK

**PLAINTIFFS' NOTICE PURSUANT TO
 FED. R. CIV. P. 41(a)(1)(A)(i) AND
 NOTICE OF INTENT TO PURSUE
 PATENT INFRINGEMENT CLAIMS AS
 COUNTERCLAIMS IN THE APPLE
 ACTION**

1 WHEREAS, on May 23, 2011, the Court granted Samsung’s motion and ordered this
2 action related to Apple Inc. v. Samsung Electronics Co., Ltd., et al., No. 11-cv-01846-LHK (N.D.
3 Cal.), a pending action brought by Apple Inc. (“Apple”) against Samsung Electronics Co., Ltd.,
4 Samsung Electronics America, Inc., and Samsung Telecommunications America, LLC (the
5 “Samsung entities”) in this district (the “Apple action”) (D.N. 13);

6 WHEREAS, concurrently with the filing of this Notice, the Samsung entities are filing in
7 the Apple Action their Answer and Counterclaims, which Counterclaims include patent
8 infringement claims asserted in this action;

9 WHEREAS, during the June 17, 2011 hearing in the Apple Action, the Court suggested
10 that an appropriate course of action would be for the Samsung entities to raise patent infringement
11 claims in the Apple Action, which would render this separate action unnecessary since the
12 Samsung entities could pursue their patent infringement claims in the Apple Action; and

13 WHEREAS, it would be in the interest of judicial and administrative efficiency for
14 Plaintiffs Samsung Electronics Co., Ltd. and Samsung Telecommunications America, LLC to
15 dismiss without prejudice their complaint for patent infringement in this case and instead pursue
16 those claims for patent infringement as Counterclaims in the Apple Action;

17 **PLEASE TAKE NOTICE** that pursuant to Federal Rule of Civil Procedure
18 41(a)(1)(A)(i), Plaintiffs Samsung Electronics Co., Ltd. and Samsung Telecommunications
19 America, LLC hereby notice a voluntary dismissal, without prejudice, of their complaint in this
20 case and instead will pursue their claims for patent infringement as Counterclaims in the Apple
21 Action.

22
23
24
25
26
27
28

1 DATED: June 30, 2011

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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

By /s/ Victoria F. Maroulis
Charles K. Verhoeven
Kevin P.B. Johnson
Victoria F. Maroulis
Michael T. Zeller
Attorneys for SAMSUNG ELECTRONICS CO.,
LTD. and SAMSUNG
TELECOMMUNICATIONS AMERICA, LLC