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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

APPLE INC., a California corporation,  
  
Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD., a  
Korean corporation; SAMSUNG  
ELECTRONICS AMERICA, INC., a New York  
corporation; and SAMSUNG  
TELECOMMUNICATIONS AMERICA, LLC, a  
Delaware limited liability company,  
  
Defendants.

CASE NO. 5:12-cv-00630-LHK

**STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING WITHDRAWAL  
OF DAUBERT ISSUES RELATED TO  
SAMSUNG PATENTS**

SAMSUNG ELECTRONICS CO., LTD., a  
Korean corporation; SAMSUNG  
ELECTRONICS AMERICA, INC., a New York  
corporation, and SAMSUNG  
TELECOMMUNICATIONS AMERICA, LLC, a  
Delaware limited liability company,

Counterclaim-Plaintiffs,

v.

APPLE INC., a California corporation,  
  
Counterclaim-Defendant.

1 Pursuant to Civil L.R. 7-12, Samsung Electronics Co., Ltd., Samsung Electronics America,  
2 Inc. and Samsung Telecommunications America, LLC (collectively “Samsung”) and Apple Inc.  
3 (“Apple”) file this Stipulation withdrawing certain issues raised in the Parties’ respective Daubert  
4 motions.

5 WHEREAS, on October 10, 2013, Apple and Samsung each filed Daubert motions  
6 seeking to exclude certain expert opinions (Dkt. Nos. 802 (“Samsung’s Notice of Motion and  
7 Motion to Exclude Opinions of Certain of Apple’s Experts”) and 806 (“Apple Inc.’s Motion to  
8 Exclude Certain Unreliable and Impermissible Samsung Expert Testimony”);

9 WHEREAS, both motions remain pending and are scheduled for oral argument on January  
10 23, 2014;

11 WHEREAS, Apple and Samsung have met and conferred regarding the pending Daubert  
12 motions and have each agreed to withdraw all pending Daubert issues related to patents asserted  
13 by Samsung;

14 WHEREAS, Apple agrees to withdraw its pending Daubert motions related to Drs. Kearl  
15 and Schonfeld (Dkt. No. 806-3 at III.B and III.C);

16 WHEREAS, Samsung agrees to withdraw its pending Daubert motion related to Dr. Storer  
17 (Dkt. No. 802-3 at V);

18 WHEREAS, all other issues remain pending;

19 NOW THEREFORE, IT IS HEREBY STIPULATED and agreed to by and between the  
20 parties that the foregoing pending Daubert motions related to Drs. Kearl, Schonfeld, and Storer  
21 are withdrawn.

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

Dated: January 21, 2014

By: *Lucy H. Koh*  
HONORABLE LUCY H. KOH