

United States District Court
For the Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE, INC., a California corporation,)	Case No.: 12-CV-00630-LHK
)	
Plaintiff and Counterdefendant,)	ORDER RE: HIGH-PRIORITY
)	OBJECTIONS ON CLOSING SLIDES
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 and Counterclaimants.)	
)	

I. SAMSUNG’S OBJECTIONS TO APPLE’S CLOSING SLIDES

Samsung has filed objections to Apple’s Closing Slides. ECF No. 1830-1. Apple has filed a response. ECF No. 1829. After reviewing the parties’ briefing, considering the record in the case, and balancing the considerations set forth in Federal Rule of Evidence 403, the Court rules on Samsung’s objections as follows:

SAMSUNG’S OBJECTION	COURT’S RULING ON OBJECTION
Slide 28	Overruled.

1	Slides 38, 39, 56, 57, 58	Overruled.
2	Slide 40	Overruled.
3	Slide 51	Overruled.
4	Slides 56-58	Overruled.
5	Slide 90	Overruled.
6	Slide 101	Overruled.
7	Slide 108	Sustained as to the first question and answer, which comprise the first six lines of the transcript excerpt. Overruled as to the remainder.
8	Slide 112	Sustained. Counsel may not use this slide but may discuss Samsung's statement in opening that Samsung was awarded the second highest number of patents in 2013 after IBM.

II. APPLE'S OBJECTIONS TO SAMSUNG'S CLOSING SLIDES

Apple has filed objections to Samsung's Closing Slides. ECF No. 1829. Samsung has filed a response. ECF No. 1830-1. After reviewing the parties' briefing, considering the record in the case, and balancing the considerations set forth in Federal Rule of Evidence 403, the Court rules on Apple's objections as follows:

APPLE'S OBJECTION	COURT'S RULING ON OBJECTION
Slide 16	Sustained.
Slides 18, 119	Overruled.
Slide 21	Overruled.
Slide 30	Overruled.
Slide 35	Overruled.
Slides 42, 116	Overruled.
Slide 43A	Overruled.
Slide 53	Sustained.
Slides 54, 103, 110	Overruled.
Slides 55, 61, 87, 88	Overruled.
Slides 57, 92	Overruled.
Slide 58	Sustained as to bottom two screenshots. Overruled as to top screenshot.
Slide 60	Overruled.
Slide 80	Overruled.
Slide 90	Overruled.
Slide 91	Sustained as to bottom two screenshots. Overruled as to top screenshot.
Slide 97	Overruled.
Slide 109	Overruled.
Slides 114-115	Overruled.

III. SEALING

Samsung requests to seal various closing slides. ECF No. 1830-1. Having considered Samsung’s motion, and compelling reasons having been shown, the Court seals the following slides as follows:

Apple Slides	COURT’S RULING ON SEALING REQUEST
46	GRANTED.
47	GRANTED.
91	GRANTED.
97-101	GRANTED.
106	GRANTED.
107	GRANTED.
Samsung Slides	COURT’S RULING ON SEALING REQUEST
1	GRANTED.
4	GRANTED.
5	GRANTED.
7	GRANTED.
21	GRANTED.
25	GRANTED.
66	GRANTED.
67	GRANTED.
71	GRANTED.
Fazio Declaration Exhibit D	GRANTED.

Apple requests to seal various closing slides. ECF No. 1829. Having considered Apple’s motion, and compelling reasons having been shown, the Court seals the following slides as follows:

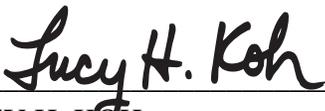
Apple Slides	COURT’S RULING ON SEALING REQUEST
84	GRANTED.
87	GRANTED.
88	GRANTED.
94	GRANTED.
95	GRANTED.
106	GRANTED.
107	GRANTED.
117	GRANTED.
Samsung Slides	COURT’S RULING ON SEALING REQUEST
66	GRANTED.

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67	GRANTED.
71	GRANTED.

IT IS SO ORDERED.

Dated: April 28, 2014



LUCY H. KOH
United States District Judge