

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

NOKIA CORPORATION,	)	
	)	
Plaintiff,	)	C.A. 09-791-GMS
	)	
v.	)	
	)	
APPLE, INC.,	)	
	)	
Defendant.	)	
_____	)	
AND RELATED COUNTERACTION	)	
_____	)	

ORDER ON DISCOVERY MATTERS

This 7<sup>th</sup> day of March 2011, the Court having conducted a Discovery

Teleconference on January 7, 2011 following the parties' joint agenda submitted on January 5, 2011, IT IS ORDERED that:

1. Cross-Use: Upon issuance of this Order, all discovery materials (including without limitation documents, deposition transcripts and videos, deposition exhibits, expert reports, responses to interrogatories, and requests for admission) that have been or are produced in the other pending United States patent cases or investigations involving Apple and Nokia are deemed produced in the above-captioned action, and neither party shall be deemed to have violated a protective order in any of the below listed cases or investigations by using such discovery materials in the above-captioned action: *Nokia Corp. v. Apple Inc.*, No. 09-CV-1002 (D. Del., filed Dec. 29, 2009); *In the Matter of Certain Electronic Devices, Mobile Phones, Portable Music Players, and Computers*, Inv. No. 337-TA-701 (initiated Dec. 29, 2009); *In the*

*Matter of Certain Mobile Communications and Computer Devices and Components Thereof*, Inv. No. 337-TA-704 (initiated Jan. 15, 2010); *Nokia Corp. v. Apple Inc.*, No. 10-249-wmc (W.D. Wis., filed May 7, 2010) (now pending at No. 11-CV-00015 (D. Del., filed Jan. 6, 2011)).

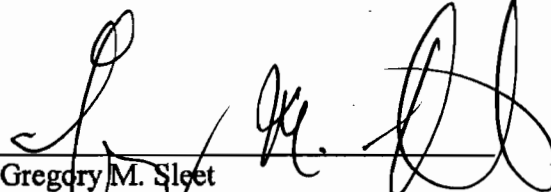
This Order shall not extend to cross-use of confidential materials produced by third-parties in such other cases or investigations.

2. Production of Documents Concerning Nokia's Portfolio of Essential Patents: In response to Apple Document Requests Nos. 3, 4, 7, 9, 12, 164, 166, 169, 170, and 203-205, Nokia shall search for and produce responsive documents (as the term is defined in Apple's First Set of Requests for Production of Documents served June 8, 2010) from the following custodians: Timo Ali-Vehmas, Jari Vainikka, Tom Derryberry, Kari Lang, Scott Probasco, Prabodh Varshney, Markus Isomaki, Hannu Pirila, Pekka Talmola, Tuevo Jarvela, Jari Vaario, Harri Honkasalo, Mikka Antilla, Kaille Moilanen, Heikki Ahava, Petri Lukander, Juha Rapeli, and Mika Tolvanen. Also in response to these Requests seeking documents concerning standards-setting activity related to the subject matter of the patents-in-suit, Nokia shall search for and produce responsive documents for all custodians that can reasonably be expected to have responsive documents, including but not limited to the individuals listed above, all Nokia inventors of the Nokia patents-in-suit in the above-captioned action, and all Nokia employees (or former employees) who attended meetings in which technical proposals covered by the Nokia patents-in-suit were discussed. Nothing in this Order shall preclude Apple from requesting additional documents or searches from the same or additional custodians in response to the Requests listed above, following its review of documents produced by Nokia.

3. Nokia's Designation of Rule 30(b)(6) Witness(es): Within three (3) days of the date of issuance of this Order, Nokia shall provide the name of a witness who will testify as to a significant number of the topics in Apple's First 30(b)(6) Notice, Apple's Second 30(b)(6) Notice, and Apple's Third 30(b)(6) Notice, all served on August 23, 2010, and as those topics have been amended or clarified by Apple in email correspondence to Nokia dated September 20 and 21, 2010, and subject to Nokia's objections. Nokia shall produce the Rule 30(b)(6) witness for deposition at a mutually agreeable date and time and location in Dallas, Texas. Any further dispute with respect to Apple's First, Second or Third 30(b)(6) Notice shall be addressed by the Special Master.

SO ORDERED.

Date: March 7, 2011

  
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Gregory M. Sleet  
United States District Court