

# EXHIBIT 14

## John Duchemin

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**From:** Ben Quarmby  
**Sent:** Monday, November 28, 2011 3:02 PM  
**To:** Haskett, Christine; Ho, Jill; David Perlson; Harvey, Leslie  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; AppleCov; Marshall Searcy  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Christine –

Given the time left in the case before the close of discovery, an assurance that Apple will be “reasonable” is not sufficient and rings hollow. This is particularly true given how unreasonable the position is that Apple has taken in its motion to strike for all the reasons we have previously outlined, and Apple has ignored. To date, Apple has refused to produce the discovery we have asked for, and has made no firm commitment in relation to this discovery in the event its motion to strike is denied. Thus, there is an impasse and we will proceed with a motion to compel.

Best regards,

Ben Quarmby

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**From:** Haskett, Christine [mailto:HaskettCS@cov.com]  
**Sent:** Monday, November 28, 2011 5:14 PM  
**To:** Ben Quarmby; Ho, Jill; David Perlson; Harvey, Leslie  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; AppleCov; Marshall Searcy  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Ben,

We are not planning to “foreclose” further discovery if our motion to strike is denied. As Jill has already stated, if that happens, we will be reasonable in negotiating with you over the proper scope and timing of further discovery. Given our position in this regard, we don’t believe that we currently have a dispute that would warrant the filing of a motion to compel.

Christine

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**From:** Ben Quarmby [mailto:benquarmby@quinnemanuel.com]  
**Sent:** Monday, November 28, 2011 10:52 AM  
**To:** Ho, Jill; David Perlson; Harvey, Leslie  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; AppleCov; Marshall Searcy  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Jill –

Your current proposal would allow Apple to foreclose any discovery on the additional products even after denial of its motion to strike, causing severe prejudice to Motorola. We need a commitment that Apple will produce the documents and witnesses as outlined below in the event its motion to strike were to be denied. Otherwise, we will need to file a motion to compel such production.

Please let us know whether Apple will reconsider by close of business today.

Best regards,

Ben Quarmby

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**From:** Ho, Jill [mailto:jill.ho@weil.com]  
**Sent:** Monday, November 28, 2011 1:15 PM  
**To:** Ben Quarmby; David Perlson; 'lharvey@cov.com'  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; 'AppleCov@cov.com'  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Hi Ben,

As I clarified when we spoke this morning, I said we were not currently planning to put up any 30(b)(6) witnesses regarding the newly accused products because it is Apple's position that they are not in the case. If our motion to strike is denied and Motorola is allowed to supplement its infringement contentions, we would be willing to reconsider and will be reasonable about such discovery.

As for whether Apple would oppose an extension of the discovery deadline, that would depend on when the Court issues its ruling and whether it would be reasonable to complete discovery on newly accused products by January 17. I don't think we would rule out the possibility of seeking an extension (or jointly seeking an extension with Motorola), but without knowing what the Court's ruling will be or when it will be issued or the length of the extension Motorola is planning to propose, I can't say whether we would oppose such a request. I would be happy to discuss this with you further after the Court rules on our motion to strike.

Best regards,  
Jill

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**From:** Ben Quarmby [mailto:benquarmby@quinnemanuel.com]  
**Sent:** Monday, November 28, 2011 9:51 AM  
**To:** Ho, Jill; David Perlson; 'lharvey@cov.com'  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; 'AppleCov@cov.com'  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Jill –

I write to memorialize our phone conversation last Wednesday. You indicated that if Apple's pending motion to strike were to be denied by the Court, Apple would be prepared – subject to its general and specific objections – to promptly produce the documents Motorola has requested relating to the iTunes, iPhone 4S, and iCloud products and designate 30(b)(6) witnesses as to aspects of the noticed topics relevant to those products. Apple also indicated it would not oppose an extension of the discovery deadline if necessary to accommodate this discovery triggered by the Court's ruling.

Please let me know if you disagree.

Best regards,

Ben Quarmby

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**From:** Ho, Jill [mailto:jill.ho@weil.com]  
**Sent:** Friday, November 18, 2011 2:02 PM  
**To:** Ben Quarmby; David Perlson; 'lharvey@cov.com'

**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; 'AppleCov@cov.com'  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Hi Ben,

Mr. Florin has informed us that he has a hard stop at 3pm on January 13th. We are willing to start the deposition at 8am to accommodate his schedule. Please confirm whether you would like to proceed at 8am on January 13th. Thank you in advance.

Best regards,  
Jill

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**From:** Ben Quarmby [mailto:benquarmby@quinnemanuel.com]  
**Sent:** Wednesday, November 16, 2011 4:11 PM  
**To:** Ho, Jill; David Perlson; 'lharvey@cov.com'  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; 'AppleCov@cov.com'  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Jill –

First, thank you for proposing the deposition dates below. We are available for the January 11 deposition of Ian Hendry as well as the January 13 deposition of Fabrice Florin. As for the deposition of Brendan Langoulant, would you mind clarifying what you mean by “certain aspects of Topics 64, 68 and 84”?

Second, you inquired during our meet and confer about the availability of Gene Eggleston for deposition. Mr. Eggleston is available on January 17 for a deposition to be held at Quinn Emanuel’s Chicago offices. Please let us know whether that date works for you.

Best regards,

Ben Quarmby

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**From:** Ho, Jill [mailto:jill.ho@weil.com]  
**Sent:** Tuesday, November 15, 2011 8:25 PM  
**To:** David Perlson; Ben Quarmby; 'lharvey@cov.com'  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; 'AppleCov@cov.com'  
**Subject:** RE: Apple/Motorola (FL) - Depositions

Hi David/ Ben,

I write to offer the following deposition dates:

Brendan Langoulant, Apple's witness for certain aspects of Topics 64, 68, and 84 of Motorola's 30(b)(6) notice, is available for deposition on Wednesday, December 14 at Covington's Redwood Shores offices.

In addition, Ian Hendry ('646/'116 inventor) is available for deposition on Wednesday, January 11. Fabrice Florin ('560/'509/'456 inventor) is available for deposition on Friday, January 13. Both of these depositions would be at Weil's Redwood Shores offices.

Please let me know as soon as possible whether these dates work for your team.

Best regards,  
Jill

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**From:** Ho, Jill  
**Sent:** Tuesday, November 15, 2011 10:54 AM  
**To:** David Perlson (davidperlson@quinnemanuel.com); 'Ben Quarmby'; 'lharvey@cov.com'  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; 'AppleCov@cov.com'  
**Subject:** RE: Apple/Motorola (FL) - Discovery

David / Ben,

Please see the attached letter.

Best regards,  
Jill

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**From:** Ben Quarmby [mailto:benquarmby@quinnemanuel.com]  
**Sent:** Wednesday, November 09, 2011 8:14 PM  
**To:** Ho, Jill; 'lharvey@cov.com'  
**Cc:** Moto-Apple-SDFL; Weil\_TLG Apple Moto FL External; 'AppleCov@cov.com'  
**Subject:** RE: Apple/Motorola (FL) - Discovery

Jill, Leslie –

Please see the attached correspondence.

Best regards,

**Ben Quarmby**  
*Associate,*  
Quinn Emanuel Urquhart & Sullivan, LLP

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