

EXHIBIT 13

DiMuzio, Elena

From: Amanda Williamson <amandawilliamson@quinnemanuel.com>
Sent: Tuesday, November 22, 2011 11:31 AM
To: DiMuzio, Elena; David Perlson
Cc: Moto-Apple-SDFL; Weil_TLG Apple Moto FL External; AppleCov; Moto-Apple-662-WI
Subject: RE: Apple Moto: Financial Data Discovery

Elena,

Motorola proposes the following:

1. Parties exchange the following information via excel spreadsheet for each accused product or family of products reported on a quarterly basis, if available, or on a yearly basis if not available quarterly:
 - Total gross and net revenue
 - Total units sold
 - Profits and margins (calculated based on US sales, if available; if not, calculated based on worldwide sales)
 - Standard or actual cost of goods sold
 - Operating margin
 - Operating costs
2. The parties agree to produce sufficient documents for each accused product or product family to determine the cost of materials for each product and product family; and
3. The parties provide a breakdown of U.S. sales by unit by sale, including identifying the customer, units sold, and sale price.

Your request for the “forgoing information” relating to lost profits seems to be redundant of the information described above. In any event, Motorola will produce sufficient information to support any lost profit calculation that it makes.

Finally, Motorola is seeking damages for any infringing sales made during the six-year statute of limitation set forth in the Patent Act.

Please let us know if this is agreeable.

Regards,
Amanda

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From: DiMuzio, Elena [mailto:edimuzio@cov.com]
Sent: Tuesday, November 15, 2011 11:34 PM
To: David Perlson
Cc: Moto-Apple-SDFL; Weil_TLG Apple Moto FL External; AppleCov
Subject: Apple Moto: Financial Data Discovery

David,

On today's call, we discussed agreeing on production of certain financial information for the accused products in both the Florida and Wisconsin cases. We propose that each party prepare a spreadsheet with the following information, reported on a quarterly basis, if available, or on a yearly basis if not available quarterly, for each accused product or product family. The spreadsheet should reflect US sales.

- Total gross and net revenue
- Total units sold
- Profits and margins (calculated based on US sales, if available; if not, calculated based on worldwide sales)
- Standard or actual cost of goods sold

In addition, we propose producing the following documents for each accused product or product family:

- Costed bills of materials
- Detailed bills of materials

If a party intends to claim lost profits, the foregoing information should be produced for the products it contends it could have sold but for alleged infringement. In addition, customer and geographic location information should be produced for each unit sold.

Finally, please confirm the time period for which Motorola is seeking damages, so that we can produce data for the relevant time periods.

Best Regards,
Elena.

Elena DiMuzio | Associate | **COVINGTON & BURLING LLP**
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