# EXHIBIT 3

## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA

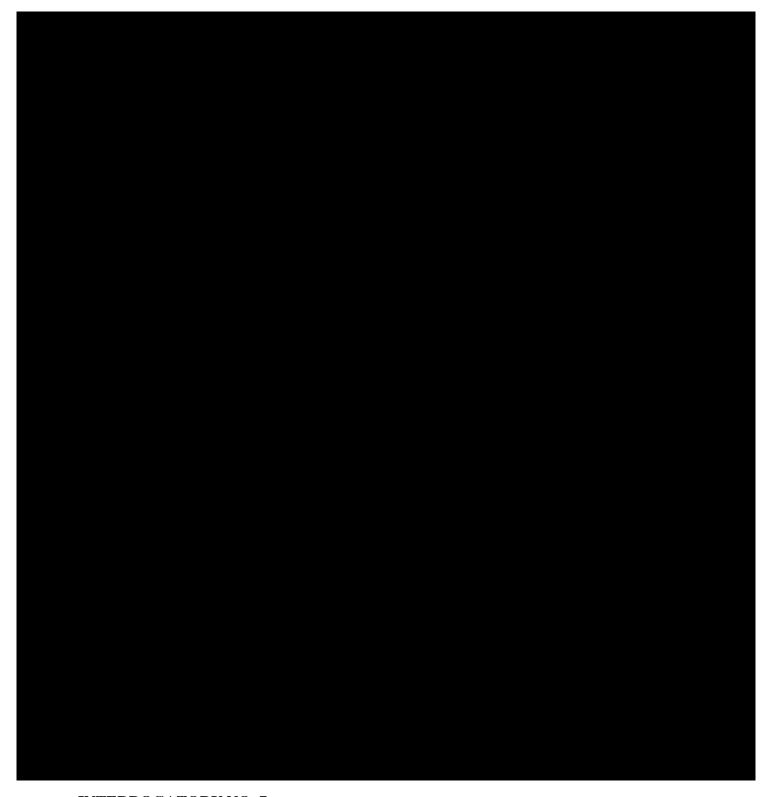
#### Case No. 1:10cv023580-Civ-UU

MOTOROLA MOBILITY, INC.,	
Plaintiff,	
v.	JURY TRIAL DEMANDED
APPLE INC.,	
Defendant.	
APPLE INC.,	
Counterclaim Plaintiff,	
v.	
MOTOROLA, INC. and MOTOROLA MOBILITY, INC.,	
Counterclaim Defendants.	

## MOTOROLA MOBILITY, INC.'S RESPONSES TO APPLE'S FIRST SET OF INTERROGATORIES (NOS. 1-10)

Pursuant to Federal Rules of Civil Procedure 26 and 33, Plaintiff and Counterclaim-Defendant Motorola Mobility, Inc. ("Mobility") responds to Defendant and Counterclaim-Plaintiff Apple Inc's ("Apple") Interrogatories Nos. 1-10 ("Interrogatories").

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## **INTERROGATORY NO. 7:**

For each asserted claim of each of the Motorola Mobility Patents-in-Suit, describe all facts and circumstances relating to the first manufacture of the claimed invention, the first use of

the claimed invention, the first public use of the claimed invention, the first offer for sale of the claimed invention, the first sale of the claimed invention, or the first offer for sale of the claimed invention for inclusion in a product to be sold in the United States, including without limitation: the date on which each such event occurred; the identity of each person with knowledge of any of the foregoing; the price of any such offers for sale or sales; and an identification of each document, electronically stored information, thing, or person that Motorola Mobility relies on in support of its answer.

#### **RESPONSE TO INTERROGATORY NO. 7:**

Mobility incorporates its Preliminary Statement and General Objections set forth above as though set forth fully herein. Mobility objects to this interrogatory to the extent that it seeks to elicit information subject to and protected by the attorney-client privilege, the attorney workproduct doctrine, the joint defense privilege, the common interest doctrine, and/or any other applicable privilege or immunity. Mobility further objects to this interrogatory to the extent it calls for a legal conclusion or presents a question of law. Additionally, Mobility objects to the extent that this interrogatory seeks information and/or documents that are outside of Mobility's possession, custody or control. To the extent this interrogatory calls for expert testimony or opinion, Mobility objects that this interrogatory is premature in light of the parties' December 29, 2010 Joint Planning and Scheduling Report in which the parties request that the Court set deadlines for expert disclosures. Similarly, to the extent this interrogatory calls for Mobility to identify asserted claims, Mobility objects that this interrogatory is premature because the parties have requested that the Court set dates for the exchange of such information in the December 29, 2010 Joint Planning and Scheduling Report. Mobility further objects that this interrogatory is overly broad, unduly burdensome and not relevant to the claims of defenses of any party to the

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extent it is not limited to asserted claims. Mobility also objects that this interrogatory is unduly burdensome because it comprises at least four distinct interrogatories.

Mobility is still investigating the claims and defenses at issue in this case and will provide responses regarding its asserted claims at the time set by the Court, pursuant to the parties' request in the December 29, 2010 Joint Planning and Scheduling Report. Pursuant to that request, Mobility is not yet required to identify the claims it asserts in this action or its infringement contentions regarding the Apple Accused Products, yet this interrogatory asks Mobility to reach legal conclusions regarding the practice of the Mobility Patents-in-Suit.



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## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on January 31, 2010, I served the foregoing document via electronic mail on all counsel of record identified on the attached Service List.

/s/ Mark D. Baker

Mark D. Baker