

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

Case No. 1:10cv023580-Civ-UU

MOTOROLA MOBILITY, INC.,

Plaintiff,

v.

APPLE INC.,

Defendant.

JURY TRIAL DEMANDED

APPLE INC.,

Counterclaim Plaintiff,

v.

MOTOROLA, INC. and
MOTOROLA MOBILITY, INC.,

Counterclaim Defendants.

**DECLARATION OF JILL J. HO IN SUPPORT OF DEFENDANT AND
COUNTERCLAIM PLAINTIFF APPLE INC.'S MOTION TO TRANSFER VENUE**

I, Jill J. Ho, hereby declare:

1. I am an associate at the law firm of Weil, Gotshal & Manges LLP, counsel of record for Apple Inc. ("Apple") in the above-captioned matter. The matters referred to in this declaration are based on personal knowledge and if called as a witness I could, and would, testify competently to these matters.

2. This Declaration serves to update Motorola Mobility, Inc.'s ("Motorola's") position regarding Defendant and Counterclaim Plaintiff Apple Inc.'s Motion to Transfer Venue as outlined at page 3 of Apple's brief and paragraph 16 of the accompanying Declaration of Steven S. Cherensky in Support of Defendant and Counterclaim Plaintiff Apple Inc.'s Motion to Transfer Venue. *See* D.E. 37 at 3; D.E. 38 at ¶ 16.

3. In compliance with S.D. Fla. L.R. 7.1(a)(3), I met and conferred with Edward DeFranco of Quinn Emanuel Urquhart & Sullivan, LLP, counsel for Motorola on January 11, 2011 and again on January 12, 2011. On January 12, 2011, Mr. DeFranco confirmed that Motorola opposes Apple's motion to transfer of this action to the Western District of Wisconsin. In addition, he stated that Motorola would not agree to Apple's proposed consolidation of the parties' various patent infringement disputes in the Western District of Wisconsin or in any other district.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief.

Executed on January 13, 2011 at Redwood Shores, California.

/s/ Jill J. Ho
Jill J. Ho

CERTIFICATE OF SERVICE

I hereby certify that on January 13, 2011, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to received electronically Notices of Electronic Filing.

/s/ Christopher R. J. Pace
Christopher R. J. Pace (Fla. Bar No. 0721166)

SERVICE LIST
Motorola Mobility, Inc. versus Apple Inc.
Case No. 1:10cv023580-Civ-UU
United States District Court, Southern District of Florida

Edward M. Mullins
Fla. Bar No. 863920
emullins@astidavis.com
ASTIGARRAGA DAVIS MULLINS & GROSSMAN, P.A.
701 Brickell Avenue, 16th Floor
Miami, FL 33131
Telephone: (305) 372-8282
Facsimile: (305) 372-8202

Attorneys for Motorola Mobility, Inc.
Electronically served via CM/ECF

Of Counsel:
Charles K. Verhoeven
QUINN EMANUEL URQUHART & SULLIVAN, LLP
50 California Street, 22nd Floor
San Francisco, CA 93111
(415) 875-6600

Edward J. DeFranco
QUINN EMANUEL URQUHART & SULLIVAN, LLP
51 Madison Avenue, 22nd Floor
New York, NY 10010
(212) 849-7000

David A. Nelson
QUINN EMANUEL URQUHART & SULLIVAN, LLP
500 West Madison Street, Suite 2450
Chicago, IL 60661
(312) 705-7400

Moto-Apple-745@quinnemanuel.com

Attorneys for Motorola Mobility, Inc.
Electronically served via email