

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

MOTOROLA MOBILITY, INC.,)
)
Plaintiff,)
)
v.)
)
APPLE INC.)
)
Defendant.)
)
)
APPLE INC.,)
)
Counterclaim Plaintiff,)
)
v.)
)
MOTOROLA, INC. and)
MOTOROLA MOBILITY, INC.,)
)
Counterclaim)
Defendants.)

Case No. 10-CV-23580-UU

JURY TRIAL DEMANDED

**DECLARATION OF JAMES CONROY
IN OPPOSITION TO APPLE'S MOTION TO TRANSFER VENUE**

1. I am a Senior Program Manager at the Plantation, Florida location of Motorola Mobility, Inc. ("Motorola"). I have been employed by Motorola at the Plantation location for over seven years, since November 2003 and with Motorola for a total of 19 years at other locations.

2. I was the Program Manager for the i1 IDEN Android based phone from conception through retail launch of the product. I led the planning activities for the product, ran the core team meetings, led issue resolution, and interfaced with the customer for field trials. My role included coordinating the logistics of tying hardware and software together, as well as bringing the product to market. I also monitored resource allocations for the project to ensure the program was appropriately staffed. I understand that Apple has accused the i1 IDEN phone, in particular, an unlock gesture feature on the phone, of infringing one of its patents.

3. I was asked to submit this declaration in opposition to a motion I understand Apple has filed. I am personally familiar with and knowledgeable about the facts stated in this declaration and could testify competently about the statements I make in this declaration.

4. The i1 IDEN phone was developed at Plantation over a period of 18 months, from January 2009 through June 2010. All of the lead Motorola employees for the product and most of the rest of the employees who worked on the product were located in Plantation. The bulk of the work on the product was carried out in Plantation and included software design work, electrical work, mechanical work, media decision-making, and marketing, including direction of the user interface design. This work included the design of the accused unlock gesture feature on the i1 phone.

5. Some of the SW work on the product was carried out in Nanjing and Beijing China. The mechanical industrial design work on the product was carried out in Chicago; and a

small amount of work on third-party applications was carried out in San Diego. At Plantation, I oversaw the integration of work on the i1 phone carried out at other locations.

6. Work on the i1 IDEN phone was a priority for the Plantation location. Plantation was the logical choice as the location for development of this product because the Motorola employees with expertise in developing IDEN phones are located in Plantation. The technology for the i1 IDEN phone grew out of this expertise.

7. At peak, approximately 161 people were working on i1 worldwide. Plantation had 74 people working on the i1 IDEN phone. Of these 74, 39 were software engineers, 14 were electrical engineers, 14 were mechanical engineers, the balance were marketing, quality, and management. The remainder of the resources were 74 in China, 9 in Brazil, and 4 in Singapore.

8. The electrical design team consisted of 14 people, all located in Plantation.

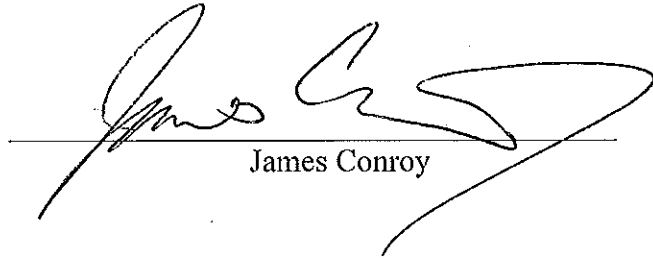
9. The mechanical design team consisted of 14 people located in Plantation with 4 in Brazil

10. The marketing team consisted of 4 people, all located in Plantation.

11. Numerous documents relating to the design, development, testing, and marketing of the i1 phone are located at the Plantation facility.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 2, 2011.



James Conroy