

**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 STEVEN S. CHERENSKY IN SUPPORT
OF DEFENDANT AND COUNTERCLAIM PLAINTIFF
APPLE INC.'S REPLY TO MOTION TO TRANSFER VENUE**

I, Steven S. Cherenky, hereby declare:

1. I am a member of 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. Attached hereto as Exhibit A is a true and correct copy of the Planning and Scheduling Conference Transcript.

3. Attached hereto as Exhibit B is a true and correct copy of Reply in Support of Defendants' Motion to Dismiss or to Sever and Transfer Claims in Plaintiffs' Amended Complaint Based on Patents at Issue in an Earlier-Filed Delaware Action (Apple v. Motorola, C.A. No. 3:10-cv-00662-bbc (W.D. Wis. Jan. 24, 2011)).

4. Attached hereto as Exhibit C is a true and correct copy of web pages taken from the Motorola Mobility website showing five iDEN phones for sale in the United States.

5. Attached hereto as Exhibit D is a true and correct copy of web pages taken from the Motorola Solutions website showing seven iDEN 7 phones and additional iDEN products.

6. Attached hereto as Exhibit E is a true and correct copy of the PricewaterhouseCoopers Study of Patent Litigation.

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 February 14, 2011 at Redwood Shores, California.

/s/ Steven S. Cherenky
Steven S. Cherenky

CERTIFICATE OF SERVICE

I hereby certify that on February 14, 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

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