

EXHIBIT 10

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

J.T. COLBY & COMPANY, INC.,
d/b/a BRICK TOWER PRESS,
J. BOYLSTON & COMPANY,
PUBLISHERS, LLC, and
IPICTUREBOOKS, LLC,
Plaintiffs,

CASE NO.
11-CIV-4060 (DLC)

v.
APPLE, INC.,
Defendant.

~~~~~

VIDEOTAPED DEPOSITION OF

RICHARD FREESE

September 25, 2012

Prince Frederick, Maryland

2:04 p.m.

REPORTED BY:

Lori J. Goodin

REF: 8254

1 Mr. Colby contact you about in connection with  
2 the purchase of ibooks, Inc.?

3 A. What I remember, because it was  
4 years ago, is that John and I worked on pulling  
5 together sales lists and title lists so that he  
6 could assess the value of the company and decide  
7 whether he was going to purchase it, and he  
8 worked through me to get those lists.

9 Q. When did this occur?

10 A. The bankruptcy was 2006, so I have  
11 to believe it was in that time frame. I honestly  
12 don't recall.

13 Q. What time period did the sales lists  
14 encompass?

15 A. The period of time that ibooks was a  
16 client of PGW.

17 Q. And what period of time was ibooks a  
18 client of PGW?

19 A. Again, I don't recall. I did sign  
20 ibooks as a client. I can't remember when. So,  
21 it was somewhere between that 2003 and 2000 -- it  
22 was anywhere from, you know, 2003 to 2006.