

**EXHIBIT 43**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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

Plaintiff,

vs.

No. 11-cv-4060

APPLE, INC.,

Defendant.

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CONFIDENTIAL

VIDEOTAPED DEPOSITION OF  
30(b)(6) JOHN T. COLBY, JR.

New York, New York

Wednesday, July 18, 2012

10:20 a.m.

Reported by:  
Jennifer Ocampo-Guzman, CRR, CLR

Ref: 7845

1 Confidential-Colby

2 Q. On the ipicturebooks.com site,  
3 could someone purchase electronic books?

4 A. Yes.

5 Q. Were those children's books?

6 A. Not all of them.

7 Q. How many books were sold via the  
8 ipicturebooks.com site?

9 A. I don't know.

10 Q. For how long a time were books  
11 available for sale on the ipicturebooks.com  
12 site?

13 A. At least 3 years, possibly more.  
14 I'm not sure beyond that.

15 Q. When did the ipicturebooks -- am I  
16 correct that the ipicturebooks.com site no  
17 longer exists?

18 A. Somebody is sitting on it.

19 Q. It wasn't one of the assets you  
20 acquired in the bankruptcy; is that correct?

21 A. I believe it was.

22 Q. Do you own the ipicturebooks.com  
23 site?

24 A. No.

25 Q. Did you let it -- did you let the