

**EXHIBIT 67**

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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

Plaintiff,

vs.

Case No. 11-CIV4060 (DLC)

APPLE, INC.,

Defendant.

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HIGHLY CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER  
Attorneys' Eyes Only Confidential Pages 300 - 302  
VIDEOTAPED DEPOSITION OF THOMAS LA PERLE  
30(b)(6) Capacity  
Redwood Shores, California  
Wednesday, September 19, 2012

Reported by:

LORRIE L. MARCHANT, CSR No. 10523  
RPR, CRR, CCRR, CLR

JOB NO. 53418

1 record at 2:08 p.m. You may proceed.

2 BY MR. CHATTORAJ:

3 Q. Good afternoon, Mr. La Perle.

4 A. Good afternoon.

5 Q. Before lunch we were talking about a  
6 company called Family Systems. I believe you  
7 testified that you became familiar with the  
8 existence of Family Systems and its business in the  
9 months after you joined Apple in September of 1999,  
10 and that you also were aware of the existence of  
11 Family Systems and its business around the time of  
12 the acquisition of Family Systems "ibook" mark.

13 Is that a fair characterization of your  
14 testimony?

15 A. Yes.

16 Q. Between 1999, when you joined Apple, and  
17 the initial contacts that were made in connection  
18 with the acquisition of the "iBooks" mark, did you  
19 have any other communications with Family Systems?

20 A. I believe there were a few times where,  
21 because of consents required for trademark  
22 applications --

23 THE REPORTER: Required for? I'm sorry.

24 THE WITNESS: Consent -- consents to  
25 trademark applications, there --

1 (Discussion off the record.)

2 THE WITNESS: I believe there were some --  
3 a few correspondence. And I believe in 2008, they  
4 had approached us and offered to sell their rights  
5 at that point.

6 BY MR. CHATTORAJ:

7 Q. Sell their rights to what?

8 A. To the "ibooks" mark and the goodwill  
9 associated with it.

10 Q. It's probably because you had a very nice  
11 lunch and you've got a lot of energy.

12 A. Yeah.

13 Q. You need to -- you need to slow down a  
14 little bit because I'm having trouble following you,  
15 so I imagine it's hard for the court reporter as  
16 well.

17 MR. CHATTORAJ: I'm sorry. Did you get  
18 that?

19 THE REPORTER: I just got that.

20 MR. CHATTORAJ: Could you read it back,  
21 please. The answer.

22 MS. CENDALI: There's a loud rush in the  
23 room. I don't remember if that --

24 THE REPORTER: It was here before too.

25 (Discussion off the record.)