

EXHIBIT 99

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

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J.T. COLBY & COMPANY, : Case Number
INC. d/b/a BRICK TOWER : 11-CV-40260
PRESS; J. BOYLSTON & : (DLC)
COMPANY, PUBLISHERS LLC :
and IPICTUREBOOKS :
LLC, :
Plaintiffs, :
vs. :
APPLE, INC., :
Defendant. :

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October 3, 2012
HIGHLY CONFIDENTIAL

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Videotaped deposition of GLENN
GUNDERSEN, ESQUIRE, taken at the offices of
Veritext National Court Reporting Company,
1801 Market Street, Suite 1800, Philadelphia,
Pennsylvania 19103, beginning at 9:24 a.m.,
before LINDA ROSSI RIOS, RPR, CCR and Notary
Public.

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VERITEXT NATIONAL COURT REPORTING COMPANY
MID-ATLANTIC REGION
1801 Market Street - Suite 1800
Philadelphia, Pennsylvania 19103

1 GLENN GUNDERSEN, ESQUIRE - HIGHLY CONFIDENTIAL
2 investigation that are not part of the search
3 advice to the client.

4 Q. Any documents reflecting your
5 identification of the bankruptcy other than
6 advice to Apple. Right?

7 A. I am not aware of any.

8 Q. Any documents reflecting Mr.
9 Preiss' death other than contained in your
10 advice to Apple. Right?

11 A. As far as I know.

12 Q. Please turn to page 139 of your
13 book and then go to the next page which is
14 the beginning of chapter 10, "Delivering the
15 Opinion." On this page it appears the --
16 there's no page number on this page, but it's
17 the page that appears before page 143. It
18 says: "Delivering the Opinion Chapter 10,
19 Written or Oral Communication Content of
20 Opinion Letter."

21 Do you see that?

22 A. I do.

23 Q. In 2000 when you wrote this
24 book, throughout chapter 10 of your book, you
25 describe and talk about an opinion letter,