EXHIBIT 11

UNITED STATES DISTRICT COURT
for the
Southern District of New York

Apple Inc. and NeXT Software Inc.	)	
Plaintiff	)	
v.	)	Civil Action No. 10-CV-662-BBC
Motorola, Inc. and Motorola Mobility, Inc.	)	
	)	(If the action is pending in another district, state where:
Defendant	)	Western District of Wisconsin)

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: Jefferson Y. Han

☑ *Testimony:* **YOU ARE COMMANDED** to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is *not* a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Place: Quinn Emanuel Urquhart & Sullivan, LLP 51 Madison Ave., 22nd Floor, New York, NY 10010	Date and Time: 09/22/2011 9:00 am

The deposition will be recorded by this method: __Video and stenographically__

☑ *Production:* You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

See Attachment A.

The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: __09/10/2011__

CLERK OF COURT	OR	
_____		_____
Signature of Clerk or Deputy Clerk		*Attorney's signature*

The name, address, e-mail, and telephone number of the attorney representing *(name of party)* __Motorola Mobility, Inc.__
_____ , who issues or requests this subpoena, are:

Meghan E. Bordonaro
Quinn Emanuel Urquhart & Sullivan, LLP, 555 Twin Dolphin Drive, 5th Floor, Redwood Shores, CA, 94065
email: meghanbordonaro@quinnemanuel.com tel.: (650) 801-5000

Civil Action No. 10-CV-662-BBC

PROOF OF SERVICE
(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for *(name of individual and title, if any)* _____

was received by me on *(date)* _____ .

□ I served the subpoena by delivering a copy to the named individual as follows: _____

_____

_____ on *(date)* _____ ; or

□ I returned the subpoena unexecuted because: _____

_____ .

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of

$ _____ .

My fees are $ _____ for travel and $ _____ for services, for a total of $ 0.00   .

I declare under penalty of perjury that this information is true.

Date: _____

_____
Server's signature

_____
Printed name and title

_____
Server's address

Additional information regarding attempted service, etc:

Federal Rule of Civil Procedure 45 (c), (d), and (e) (Effective 12/1/07)

(c) Protecting a Person Subject to a Subpoena.

(1) *Avoiding Undue Burden or Expense; Sanctions.* A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction — which may include lost earnings and reasonable attorney's fees — on a party or attorney who fails to comply.

(2) *Command to Produce Materials or Permit Inspection.*

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials or to inspecting the premises — or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the issuing court for an order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) *Quashing or Modifying a Subpoena.*

(A) *When Required.* On timely motion, the issuing court must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person who is neither a party nor a party's officer to travel more than 100 miles from where that person resides, is employed, or regularly transacts business in person — except that, subject to Rule 45(c)(3)(B)(iii), the person may be commanded to attend a trial by traveling from any such place within the state where the trial is held;

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the issuing court may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information;

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party; or

(iii) a person who is neither a party nor a party's officer to incur substantial expense to travel more than 100 miles to attend trial.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(d) Duties in Responding to a Subpoena.

(1) *Producing Documents or Electronically Stored Information.* These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) *Claiming Privilege or Protection.*

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(e) Contempt.
The issuing court may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena. A nonparty's failure to obey must be excused if the subpoena purports to require the nonparty to attend or produce at a place outside the limits of Rule 45(c)(3)(A)(ii).

ATTACHMENT A

DOCUMENTS AND THINGS TO BE PRODUCED

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil

Procedure, and as set forth in the accompanying Subpoena and the Definitions and Instructions

in this Attachment, Jefferson Y. Han shall produce and permit the inspection, copying, testing

and sampling of all documents and other tangible things specified below in this Attachment via

Federal Express courier or hand delivery, to counsel at the offices of Quinn Emanuel Urquhart &

Sullivan, LLP, 51 Madison Avenue, 22nd Floor, New York, New York 10010, within ten (10)

calendar days of receipt hereof, or at such other time and place as may be mutually agreed.

DEFINITIONS AND INSTRUCTIONS

1.   In responding to these Requests, furnish all available information, including

information in the possession, custody, or control of any of your agents, employees and persons

under your control. If you cannot fully respond to the following Requests after exercising due

diligence to secure the information requested thereby, so state, and specify the portion of each

Request that cannot be responded to fully and completely. In the latter event, state what efforts

were made to obtain the requested information and the facts relied upon that support your

contention that the Request cannot be answered fully and completely.

2.   If your response to a particular Request is a statement that you lack the ability to

comply with that Request, you must specify whether the inability to comply is because the

particular item or category of information never existed, has been destroyed, has been lost,

misplaced or stolen, or has never been or is no longer in your possession, custody or control, in

which case the name and address of any person or entity known or believed by you to have

possession, custody or control of that information or category of information must be identified.

3.   If you object to producing a document because of a privilege, you must nevertheless provide the following information unless divulging the information would disclose the privileged information:

(a) the nature of the privilege claim (including work product);

(b) the date of the document;

(c) the type of document, the custodian, location, and such other information sufficient to identify the material for a subpoena duces tecum or a production request, including where appropriate the author, the addressee, and, if not apparent, the relationship between the author and addressee;

(d) the general subject matter of the document, electronically stored information or oral communication.

4.   The term "Apple," as used in these requests refer to Apple Inc., its agents, employees, and persons under Apple's control.

5.   The terms "document" and "documents" shall be construed under the broadest possible construction under the Federal Rules of Civil Procedure and shall include without limitation any written, recorded, graphic or other material, including without limitation originals, drafts, electronic documents, metadata, and all non-identical copies of any document.

6.   The term "TED Video" refers to the video available at http://www.youtube.com/watch?v=QKh1Rv0PlOQ and http://www.ted.com/talks/jeff_han_demos_his_breakthrough_touchscreen.html.

7.   The term "January 2006 Demo Reel" refers to the video titled "Multi-Touch Interaction Experiments" and dated "Jan-2006," available at http://cs.nyu.edu/~jhan/ftirtouch/.

SPECIFIC CATEGORIES OF DOCUMENTS TO BE PRODUCED

No. 1:

Documents relating to your presentation at the TED Conference in February, 2006 in Monterey, California, as referenced in the TED Video.

No. 2:

Documents relating to the multi touch device demonstrated by you at the TED Conference in February, 2006 in Monterey, California, including documents sufficient to show the development of that device, the functionality of that device and any other public disclosure or demonstration of that device, as referenced in the TED Video.

No. 3:

Documents relating to any prototypes, predecessors, builds, models, samples, demos and versions of the multi touch device demonstrated by you at the TED Conference in February, 2006 in Monterey, California, as referenced in the TED Video, including documents sufficient to show the development of any such prototypes, predecessors, builds, models, samples, demos and versions, their functionality, and any public disclosure or demonstration of any such prototypes, predecessors, builds, models, samples, demos and versions.

No. 4:

Any and all communications, agreements, and contracts between you and Apple, its engineers, agents, employees or its counsel, including but not limited to communications, agreements and contracts with Weil, Gotshal & Manges LLP; Covington & Burling LLP; and Tensegrity Law Group LLP.

No. 5:

Produce for inspection the multi touch device demonstrated by you at the TED Conference in Monterey, California in February, 2006, and any device reflecting the functionality present in the multi touch device demonstrated by you at the TED Conference in Monterey, California in February, 2006, as referenced in the TED Video.

No. 6:

Produce for inspection any prototypes, predecessors, builds, models, samples, demos and versions of the multi touch device demonstrated by you at the TED Conference in Monterey, California in February, 2006, as referenced in the TED Video.

No. 7:

Produce for inspection all versions of the source code used to generate the executable code that ran on the multi touch device demonstrated by you at the TED Conference in Monterey, California in February, 2006, as referenced in the TED Video.

No. 8:

Produce for inspection all documents that describe the operation of the source code used to generate the executable code that ran on the multi touch device demonstrated by you at the TED Conference in Monterey, California in February, 2006, as referenced in the TED Video.

No. 9:

Documents sufficient to show all individuals that contributed to the development of the multi touch device demonstrated by you at the TED Conference in Monterey, California in February, 2006, as referenced in the TED Video and any prototypes, predecessors, builds, models, samples, demos and versions of the multi touch device.

No. 10:

Documents and communications relating to any offer by Apple to purchase Perceptive Pixel, Inc., or any intellectual property rights or business owned by Perceptive Pixel, Inc. or by you.

No. 11:

Documents relating to the multi touch device demonstrated in the January 2006 Demo Reel, including documents sufficient to show the development of that device, the functionality of that device and any other public disclosure or demonstration of that device, as referenced in the January 2006 Demo Reel.

No. 12:

Documents relating to any prototypes, predecessors, builds, models, samples, demos and versions of the multi touch device demonstrated in the January 2006 Demo Reel, including documents sufficient to show the development of any such prototypes, predecessors, builds, models, samples, demos and versions, their functionality, and any public disclosure or demonstration of any such prototypes, predecessors, builds, models, samples, demos and versions.

No. 13:

Produce for inspection the multi touch device demonstrated in the January 2006 Demo Reel, and any device reflecting the functionality present in the device demonstrated in the January 2006 Demo Reel.

No. 14:

Produce for inspection any prototypes, predecessors, builds, models, samples, demos and versions of the multi touch device demonstrated in the January 2006 Demo Reel.

No. 15:

Produce for inspection all versions of the source code used to generate the executable code that ran on the multi touch device demonstrated in the January 2006 Demo Reel.

No. 16:

Produce for inspection all documents that describe the operation of the source code used

to generate the executable code that ran on the multi touch device demonstrated in the January

2006 Demo Reel.

No. 17:

Documents sufficient to show all individuals that contributed to the development of the

multi touch device demonstrated in the January 2006 Demo Reel, and any prototypes,

predecessors, builds, models, samples, demos and versions of the multi touch device.