

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

<p><b>MIRROR WORLDS, LLC,</b></p> <p style="text-align: center;"><b>Plaintiff,</b></p> <p style="text-align: center;">v.</p> <p><b>APPLE INC.,</b></p> <p style="text-align: center;"><b>Defendant.</b></p>	<p><b>Civil Action No. 6:08-cv-88 LED</b></p> <p><b>JURY TRIAL DEMANDED</b></p>
<p><b>APPLE INC.,</b></p> <p style="text-align: center;"><b>Counterclaim Plaintiff,</b></p> <p style="text-align: center;">v.</p> <p><b>MIRROR WORLDS, LLC, MIRROR WORLDS TECHNOLOGIES, INC.,</b></p> <p style="text-align: center;"><b>Counterclaim Defendants.</b></p>	

**DEFENDANT AND COUNTERCLAIM PLAINTIFF  
APPLE INC.’S REBUTTAL TRIAL WITNESS LIST**

Pursuant to the Court’s Docket Control Order entered in this matter, Defendant and Counterclaim Plaintiff Apple Inc. (“Apple”) hereby respectfully submits its Rebuttal Trial Witness List. At this time, Apple identifies the following witnesses for Trial that will appear either live and/or by deposition as rebuttal witnesses:

Witness	Will Call	May Call	By deposition videotape or transcript	Live (if available)
Don Lindsay		X	X	X
Jacob Jacoby		X	X	X

Apple reserves the right to call in rebuttal any witness listed on Apple’s Trial Witness List or Mirror Worlds LLC or Mirror Worlds Technologies, Inc’s (collectively, “Mirror Worlds”) Witness List and/or Rebuttal Witness List, and any witness listed on Mirror Worlds or Apple’s initial disclosures, amended or supplemented, either live or by way of a deposition. Apple reserves the right to further supplement their identification of rebuttal trial witnesses with additional fact and expert witnesses as may be disclosed in subsequent discovery. As of the date of this filing, discovery, including depositions, is still ongoing. In addition, Apple reserves the right to call any fact and/or expert witness(es) to rebut evidence offered by Mirror Worlds in its case-in-chief. Apple reserves the right to withdraw any rebuttal fact or expert witness(es) before or during trial. For Apple's “may call” witnesses, Apple does not currently have information on each of the witnesses’ availability for trial or the burden that it would place on them to appear at trial.

In accordance with the Court’s Docket Control Order, Apple may also introduce testimony via designated portions of depositions, including portions of depositions of Mirror Worlds’ Fed. R. Civ. P. 30(b)(6) designee(s), portions of depositions of witnesses affiliated or associated with Mirror Worlds, and portions of depositions of unavailable witnesses. Apple shall provide its designations in accordance with the timing set forth in the Court’s Docket Control Order.

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Dated: June 21, 2010

Respectfully submitted,

*/s/ Jeffrey G. Randall*

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Jeffrey G. Randall

Lead Attorney

PAUL, HASTINGS, JANOFSKY, AND WALKER LLP

1117 S. California Avenue

Palo Alto, California 94304-1106

Telephone: (650) 320-1850

Facsimile: (650) 320-1950

jeffrandall@paulhastings.com

Allan M. Soobert

PAUL, HASTINGS, JANOFSKY, AND WALKER LLP

875 15th Street, N.W.

Washington, DC 20005

Telephone: (202) 551-1822

Facsimile: (202) 551-0222

allansoobert@paulhastings.com

S. Christian Platt

PAUL, HASTINGS, JANOFSKY, AND WALKER LLP

4747 Executive Dr., 12th Floor

San Diego, CA 92121

Telephone: (858) 458-3034

Facsimile: (858) 458-3005

christianplatt@paulhastings.com

Eric M. Albritton

Texas State Bar No. 00790215

ALBRITTON LAW FIRM

P.O. Box 2649

Longview, Texas 75606

Telephone: (903) 757-8449

Facsimile: (903) 758-7397

ema@emafirm.com

Counsel for Defendant and Counterclaim Plaintiff,  
APPLE INC.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on this 21st day of June, 2010. As of this date, all counsel of record have consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

*/s/ Jeffrey G. Randall*  
Jeffrey G. Randall

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