

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

**EMG TECHNOLOGY, LLC**

**Plaintiff,**

**v.**

**APPLE INC.,**

**Defendant.**

**CASE NO. 6:08 CV 447**

**NOTICE OF APPEARANCE OF COUNSEL**

Defendant Apple Inc. files this Notice of Appearance of Counsel to notify the Court that Garland T. Stephens of the law firm Fish & Richardson P.C., located at One Houston Center, 1221 McKinney, Suite 2800, Houston, Texas 77010, is appearing as counsel for Apple Inc. in the above-referenced matter. All pleadings, discovery, correspondence, and other materials may be served upon counsel at the above-referenced physical address or at [stephens@fr.com](mailto:stephens@fr.com) for the purposes of Local Rule CV-5.

Dated: December 10, 2008

Respectfully submitted,  
FISH & RICHARDSON P.C.

By: /s/ Garland T. Stephens

Garland T. Stephens  
State Bar No. 24053910

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ATTORNEY FOR DEFENDANT  
APPLE INC.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was served by e-mail via the Eastern District of Texas ECF System to all counsel of record on December 10, 2008.

/s/ Garland T. Stephens  
GARLAND T. STEPHENS