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LTD., SAMSUNG ELECTRONICS AMERICA,  
15 INC. and SAMSUNG  
TELECOMMUNICATIONS AMERICA, LLC

16 UNITED STATES DISTRICT COURT  
17 WESTERN DISTRICT OF WASHINGTON

18 In Re: Subpoena Issued to Third-Party  
19 Microsoft Corporation

20 APPLE INC., a California corporation,

21 Plaintiff,

22 vs.

23 SAMSUNG ELECTRONICS CO., LTD., a  
Korean business entity; SAMSUNG  
24 ELECTRONICS AMERICA, INC., a New  
York corporation; SAMSUNG  
25 TELECOMMUNICATIONS AMERICA,  
LLC, a Delaware limited liability company,

26 Defendant.

MISC. CASE NO. 12MC27

**DECLARATION OF PATRICK  
SCHMIDT IN SUPPORT OF SAMSUNG'S  
OPPOSITION TO MICROSOFT'S  
MOTION TO QUASH THIRD-PARTY  
SUBPOENA**

**Related to Civil Action 5:11-cv-01846  
Pending in United States District Court  
for the Northern District of California, San  
Jose Division**

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I, Patrick Schmidt, declare:

1. I am a member of the bar of the State of California. I am an attorney with Quinn Emanuel Urquhart & Sullivan, LLP, counsel for Samsung Electronics Co., Ltd.; Samsung Electronics America, Inc.; and Samsung Telecommunications America, LLC (collectively “Samsung”) in this action. I have personal knowledge of the following facts, and would competently testify to them if called upon to do so.

2. Attached hereto as Exhibit A is a true and correct copy of the third-party subpoena served by Samsung on Microsoft Corp. on February 27, 2012.

3. Attached hereto as Exhibit B is a true and correct copy of United States Patent 7,933,632 issued to Flynt et al. and assigned to Microsoft Corp.

4. Attached hereto as Exhibit C are true and correct copies of email correspondence between myself and counsel for Microsoft Corp., which were sent for the purpose of meeting and conferring as to the requests contained in the Subpoena at Exhibit A.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed in Los Angeles, California on March 16, 2012.

By   
Patrick T. Schmidt