

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

APPLE INC. and NeXT SOFTWARE,)
INC. (f/k/a NeXT COMPUTER, INC.),)

Plaintiffs,)

Case No. 10-CV-662-bbc

v.)

JURY TRIAL DEMANDED

MOTOROLA, INC. and MOTOROLA)
MOBILITY, INC.)

Defendants.)

**DECLARATION OF DAVID M. ELIHU IN SUPPORT OF DEFENDANTS AND CROSS-
COMPLAINANTS MOTOROLA MOBILITY, INC. AND MOTOROLA SOLUTIONS,
INC.'S STATEMENT OF PROPOSED FINDINGS OF FACT IN SUPPORT OF THEIR
MOTION FOR SUMMARY JUDGMENT**

EXHIBITS