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11 Attorneys for Plaintiff and
 12 Counterclaim-Defendant APPLE INC

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN JOSE DIVISION

16 APPLE INC., a California corporation,

17 Plaintiff,

18 v.

19 SAMSUNG ELECTRONICS CO., LTD., a
 Korean corporation; SAMSUNG
 20 ELECTRONICS AMERICA, INC., a New
 York corporation; SAMSUNG
 21 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,

22 Defendants.
 23

Case No. 11-cv-01846-LHK

**DECLARATION OF JASON BARTLETT
 IN SUPPORT OF APPLE'S MOTION FOR
 PERMANENT INJUNCTION AND
 DAMAGES ENHANCEMENTS**

1 I, JASON BARLETT, declare as follows:

2 1. I am a partner in the law firm of Morrison & Foerster LLP, counsel for Apple Inc.
3 (“Apple”). I am licensed to practice law in the State of California and admitted to practice before
4 this Court. I have personal knowledge of the matters stated herein or understand them to be true
5 from members of my litigation team. I make this Declaration in support of Apple’s Motion for
6 Permanent Injunction and Damages Enhancements.

7 2. Attached hereto as **Exhibit 1** is a true and correct copy of excerpts of the
8 deposition transcript of Don-Joo Lee taken on February 17, 2012.

9 3. Attached hereto as **Exhibits 2** and **3** are true and correct copies of webpages of
10 third-party resellers Amazon.com and PowerOn.com indicating that refurbished iPhone 3GS
11 phones are widely available in the secondary market.

12 4. Attached hereto as **Exhibit 4** is a true and copy of excerpts from Samsung’s JD
13 Power Survey dated March 2011 bates labeled SAMNDCA10246338.

14 5. Attached hereto as **Exhibit 5** is a true and copy of excerpts from the deposition of
15 Stephen Gray taken on May 4, 2012.

16 6. Attached hereto as **Exhibit 6** is a true and correct copy of excerpts from the
17 hearing transcript dated September 28, 2011.

18 7. According to logs maintained by individuals working under my supervision, PX
19 34 was first produced by Samsung on February 16, 2012, PX 40 was produced by Samsung on
20 January 13, 2012, PX 44 was first produced by Samsung on December 29, 2011, and PX 55 was
21 first produced by Samsung on January 13, 2012.

22 8. Attached hereto as **Exhibit 7** is a true and correct copy of Samsung’s Amended
23 Response to Apple’s Interrogatories served March 19, 2012.

24 9. Attached hereto as **Exhibit 8** is a true and correct copy of the hearing transcript
25 dated July 18, 2012.

26 10. Attached hereto as **Exhibit 9** is a true and correct copy of House Report 104-374 –
27 Federal Trademark Dilution Act of 1995.

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I declare under penalty of perjury that the foregoing is true and correct. Executed this day of 21st day of September 2012, at San Francisco, California.

/s/ Jason Bartlett
Jason Bartlett

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ATTESTATION OF E-FILED SIGNATURE

I, Michael A. Jacobs, am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, X.B., I hereby attest that Jason Bartlett has concurred in this filing.

Dated: September 21, 2012 /s/ Michael Jacobs