

# **Exhibit BB**

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA  
3 SAN JOSE DIVISION

4 APPLE INC., a California §  
Corporation, §

5 Plaintiff, §

6 Vs. §

Case No.

7 § 11-CV-01846-LHK  
§

8 SAMSUNG ELECTRONICS CO., §  
LTD., a Korean business §

9 entity; SAMSUNG ELECTRONICS §  
AMERICA, INC., a New York §

10 corporation; SAMSUNG §  
TELECOMMUNICATIONS AMERICA, §

11 LLC, a Delaware limited §  
liability company, §

12 Defendants. §

13  
14 HIGHLY CONFIDENTIAL  
UNDER THE PROTECTIVE ORDER

15  
16  
17 DEPOSITION OF JUSTIN DENISON  
Dallas, Texas  
18 Wednesday, September 21st, 2011  
19  
20  
21  
22

23 Reported by:

24 Daniel J. Skur, Notary Public and CSR

25 JOB NO. 41964

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

September 21st, 2011  
9:36 a.m. - 7:32 p.m.

Deposition of JUSTIN DENISON, held  
at the offices of Regus, 4514 Cole Avenue,  
Suite 600, Dallas, Texas, before Daniel J.  
Skur, Notary Public and Certified Shorthand  
Reporter in and for the State of Texas.

1 A P P E A R A N C E S:  
2 FOR THE PLAINTIFF APPLE INC.:  
MORRISON & FOERSTER  
3 BY: RICHARD S.J. HUNG, ESQ.  
DIANA B. KRUZE, ESQ.  
4 425 Market Street  
San Francisco, California 94105

5  
6  
7  
8 FOR THE DEFENDANTS SAMSUNG:  
QUINN EMANUEL URQUHART & SULLIVAN  
9 BY: VICTORIA F. MAROULIS, ESQ.  
MARK TUNG, ESQ.  
10 555 Twin Dolphin Drive  
Redwood Shores, California 94065

11  
12  
13 ALSO PRESENT:  
Ms. Cindi Moreland, Samsung  
14 Ms. Ann Park, Interpreter  
Mr. John Hines, Videographer

15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

## P R O C E E D I N G S

1  
2 VIDEOGRAPHER: This is tape 1 in the  
3 video deposition of Justin Denison. Today  
4 is Wednesday, September 21st, 2011. We're  
5 now on record at approximately 9:36 a.m.  
6 Will the attorneys please introduce  
7 themselves for the record.

8 MR. HUNG: Richard Hung of Morrison  
9 & Foerster on behalf of Apple, Inc. With  
10 me today is Diana Kruze, also of Morrison &  
11 Foerster and also for Apple.

12 MS. MAROULIS: Victoria Maroulis  
13 with Quinn Emanuel, counsel for Samsung,  
14 and with me is Mark Tung of Quinn Emanuel,  
15 Cindy Moreland of STA, and we have an  
16 interpreter, Ann Park.

17 JUSTIN DENISON,  
18 having been duly sworn, testified as follows:

## EXAMINATION

19  
20 BY MR. HUNG:

21 Q. Morning, Mr. Denison.

22 A. Morning.

23 MR. HUNG: Before we get started, I  
24 did have a discussion with Ms. Maroulis,  
25 and I just wanted to note a couple of

1 market analysis.

2 MR. HUNG: Samsung is declining to  
3 offer a witness on customer surveys under  
4 topic 14, correct?

5 MS. MAROULIS: That is correct.

6 BY MR. HUNG:

7 Q. I want to start out by asking you,  
8 in particular, about topics -- topic number 9.  
9 Could you read that topic to yourself?

10 A. I have.

11 Q. Are you prepared to testify with  
12 respect to any reference to or consideration of  
13 an Apple product during the design of the  
14 products at issue?

15 A. Yes.

16 Q. Are you able to testify on behalf of  
17 Samsung with respect to topic number 10,  
18 Samsung's awareness of any of the patents at  
19 issue?

20 A. Yes.

21 Q. Are you equally able to testify on  
22 behalf of Samsung with respect to topics 11,  
23 12, and 13?

24 A. With respect to topic 11, I'm  
25 available and aware to testify. I apologize,

1 Has Samsung ever analyzed the  
2 hardware characteristics of the original  
3 iPhone?

4 MS. MAROULIS: Objection, vague.

5 A. I think -- I think I would need you  
6 to define "analyze" in this case.

7 BY MR. HUNG:

8 Q. Sure. Studied it. By studied it, I  
9 mean study it in any sense but with respect to  
10 product development.

11 MS. MAROULIS: Same objection,  
12 vague.

13 A. I cannot confirm any study that was  
14 directly tied to development, let's say, of  
15 Samsung products.

16 BY MR. HUNG:

17 Q. So this will be a common issue today  
18 where I need to make sure I understand your  
19 understanding or lack of understanding.

20 So you don't know whether such  
21 studies took place in terms of the iPhone and  
22 Samsung product development?

23 MS. MAROULIS: I believe that  
24 misstates testimony.

25 A. I'm not sure I understand your

1 question. Maybe you can rephrase?

2 BY MR. HUNG:

3 Q. Sure. Do you know whether or not  
4 such studies took place of the iPhone with  
5 respect to Samsung product development?

6 MS. MAROULIS: Objection, vague.

7 A. With respect to the products at  
8 issue, I asked each hardware designer whether  
9 they had studied or considered the iPhone or  
10 its variants as a normal course or as a course  
11 of their actual design, and each designer told  
12 me they had not.

13 BY MR. HUNG:

14 Q. For the Galaxy S on Exhibit 225, how  
15 did you arrive at Mr. Minhyouk Lee as the  
16 appropriate person to speak with about the  
17 hardware design for the Galaxy S?

18 A. I was not personally involved in  
19 identifying the designers of the Galaxy S 4G;  
20 however, when participating in a conference  
21 call with said designers, I asked them  
22 specifically what their roles were or whether  
23 they were involved in the design of the Galaxy  
24 S 4G, and each confirmed the role -- their role  
25 as is written in these meeting notes.



1 C E R T I F I C A T E

2 STATE OF TEXAS )

)

3 COUNTY OF DALLAS )

4

5 I, Daniel J. Skur, a Notary Public  
6 within and for the State of Texas, do  
7 hereby certify:

8 That JUSTIN DENISON, the witness  
9 whose deposition is hereinbefore set forth,  
10 was duly sworn by me and that such  
11 deposition is a true record of the  
12 testimony given by such witness.

13 I further certify that I am not  
14 related to any of the parties to this  
15 action by blood or marriage; and that I am  
16 in no way interested in the outcome of this  
17 matter.

18 IN WITNESS WHEREOF, I have hereunto  
19 set my hand this 21st day of September,  
20 2011.

21

22

\_\_\_\_\_

Daniel J. Skur

23 Notary Public, State of Texas.

My Commission Expires 7/10/2014

24

25