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15 Attorneys for SAMSUNG ELECTRONICS CO.,
LTD., SAMSUNG ELECTRONICS AMERICA,
16 INC. and SAMSUNG
TELECOMMUNICATIONS AMERICA, LLC

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

19 APPLE INC., a California corporation,

20 Plaintiff,

21 vs.

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

26 Defendant.

CASE NO. 11-cv-01846-LHK

**DECLARATION OF SUSAN ESTRICH IN
SUPPORT OF SAMSUNG'S MOTION FOR
JUDGMENT AS A MATTER OF LAW, NEW
TRIAL AND/OR REMITTITUR PURSUANT TO
FEDERAL RULES OF CIVIL PROCEDURE 50
AND 59; SAMSUNG'S OPPOSITION TO APPLE
INC.'S MOTION FOR JUDGMENT AS A
MATTER OF LAW (RENEWED), NEW TRIAL,
AND AMENDED JUDGMENT [FRCP 50, 59]; AND
SAMSUNG'S OPPOSITION TO APPLE'S
MOTION FOR A PERMANENT INJUNCTION
AND DAMAGES ENHANCEMENTS**

Date: December 6, 2012

Time: 1:30 p.m.

Place: Courtroom 8, 4th Floor

Judge: Hon. Lucy H. Koh

1 I, Susan Estrich, declare:

2 1. I am a partner with the law firm of Quinn Emanuel Urquhart & Sullivan, LLP,
3 counsel for Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung
4 Telecommunications America, LLC (collectively “Samsung”). I have personal knowledge of the
5 facts set forth in this declaration and, if called upon as a witness, I could and would testify to such
6 facts under oath.

7 2. I make this declaration in support of Samsung’s Motion for Judgment as a Matter
8 of Law, New Trial and/or Remittitur Pursuant to Federal Rules of Civil Procedure 50 and 59;
9 Samsung’s Opposition to Apple Inc.’s Motion for Judgment as a Matter of Law (Renewed), New
10 Trial, and Amended Judgment [FRCP 50, 59]; and Samsung’s Opposition to Apple’s Motion for a
11 Permanent Injunction and Damages Enhancements.

12 3. Attached hereto as **Exhibit 1** is a true and correct copy of excerpts from Volume 1
13 of the Transcript of Proceedings (“Trial Transcript”), Pages 1-282, dated July 30, 2012.

14 4. Attached hereto as **Exhibit 2** is a true and correct copy of excerpts from Volume 2
15 of the Trial Transcript, Pages 283-555, dated July 31, 2012.

16 5. Attached hereto as **Exhibit 3** is a true and correct copy of excerpts from Volume 3
17 of the Trial Transcript, Pages 556-930, dated August 3, 2012.

18 6. Attached hereto as **Exhibit 4** is a true and correct copy of excerpts from Volume 4
19 of the Trial Transcript, Pages 931-1296, dated August 6, 2012.

20 7. Attached hereto as **Exhibit 5** is a true and correct copy of excerpts from Volume 5
21 of the Trial Transcript, Pages 1297-1637, dated August 7, 2012.

22 8. Attached hereto as **Exhibit 6** is a true and correct copy of excerpts from Volume 6
23 of the Trial Transcript, Pages 1638-1988, dated August 10, 2012.

24 9. Attached hereto as **Exhibit 7** is a true and correct copy of excerpts from Volume 7
25 of the Trial Transcript, Pages 1989-2320, dated August 13, 2012.

26 10. Attached hereto as **Exhibit 8** is a true and correct copy of excerpts from Volume 8
27 of the Trial Transcript, Pages 2321-2650, dated August 14, 2012.

28

1 11. Attached hereto as **Exhibit 9** is a true and correct copy of excerpts from Volume 9
2 of the Trial Transcript, Pages 2651-2965, dated August 15, 2012.

3 12. Attached hereto as **Exhibit 10** is a true and correct copy of excerpts from Volume
4 10 of the Trial Transcript, Pages 2966-3386, dated August 16, 2012.

5 13. Attached hereto as **Exhibit 11** is a true and correct copy of excerpts from Volume
6 12 of the Trial Transcript, Pages 3712-3940, dated August 18, 2012.

7 14. Attached hereto as **Exhibit 12** is a true and correct copy of a judgment dated
8 November 9, 2012 issued by the England and Wales Court of Appeal, Samsung Electronics (UK)
9 Limited v. Apple Inc. [2012] EWCA Civ 1430, *available at* [http://www.bailii.org/ew/cases/](http://www.bailii.org/ew/cases/EWCA/Civ/2012/1430.html)
10 [EWCA/Civ/2012/1430.html](http://www.bailii.org/ew/cases/EWCA/Civ/2012/1430.html).

11 15. Attached hereto as **Exhibit 13** is a true and correct copy of excerpts from the
12 transcript of the November 5, 2012 deposition of Marylee Robinson.

13 16. Attached hereto as **Exhibit 14** is a true and correct copy of excerpts from the
14 transcript of the November 6, 2012 deposition of Russell Winer.

15 17. Attached hereto as **Exhibit 15** is a true and correct copy of excerpts from the
16 transcript of the November 2, 2012 deposition of Philip Schiller.

17 18. Attached hereto as **Exhibit 16** is a true and correct copy of Plaintiff's Trial
18 Exhibit 11.

19 19. Attached hereto as **Exhibit 17** is a true and correct copy of Plaintiff's Trial
20 Exhibit 12.

21 20. Attached hereto as **Exhibit 18** is a true and correct copy of Plaintiff's Trial
22 Exhibit 14.

23 21. Attached hereto as **Exhibit 19** is a true and correct copy of Plaintiff's Trial
24 Exhibit 15.

25 22. Attached hereto as **Exhibit 20** is a true and correct copy of Plaintiff's Trial
26 Exhibit 16.

27 23. Attached hereto as **Exhibit 21** is a true and correct copy of Plaintiff's Trial
28 Exhibit 36.

1 24. Attached hereto as **Exhibit 22** is a true and correct copy of Plaintiff's Trial
2 Exhibit 38.

3 25. Attached hereto as **Exhibit 23** is a true and correct copy of Plaintiff's Trial
4 Exhibit 40.

5 26. Attached hereto as **Exhibit 24** is a true and correct copy of Plaintiff's Trial
6 Exhibit 44.

7 27. Attached hereto as **Exhibit 25** is a true and correct copy of Plaintiff's Trial
8 Exhibit 78.

9 28. Attached hereto as **Exhibit 26** is a true and correct copy of Plaintiff's Trial
10 Exhibit 133.

11 29. Attached hereto as **Exhibit 27** is a true and correct copy of Plaintiff's Trial
12 Exhibit 134.

13 30. Attached hereto as **Exhibit 28** is a true and correct copy of Plaintiff's Trial
14 Exhibit 135.

15 31. Attached hereto as **Exhibit 29** is a true and correct copy of Defendants' Trial
16 Exhibit 562.

17 32. Attached hereto as **Exhibit 30** is a true and correct copy of Defendants' Trial
18 Exhibit 2627.

19 33. Attached hereto as **Exhibit 31** is a true and correct copy of Joint Trial
20 Exhibit 1043.

21

22 I declare under penalty of perjury that the foregoing is true and correct. Executed in Los
23 Angeles, California on November 9, 2012.

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Susan Estrich

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