

1 Michael R. Heimbold (SBN 173981)
mheimbold@steptoe.com
2 Dylan Ruga (SBN 235969)
druga@steptoe.com
3 Steptoe & Johnson LLP
4 2121 Avenue of the Stars, Suite 2800
Los Angeles, California 90067
5 Telephone: (310) 734-3200
6 Facsimile: (310) 734-3229

7 Attorneys for SAMSUNG
ELECTRONICS CO., LTD.

8
9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 APPLE INC., a California corporation,

12 Plaintiff,

13 vs.

14 SAMSUNG ELECTRONICS CO.,
15 LTD., a Korean business entity, *et al.*,

16 Defendants.
17

Case No. 11-cv-01846-LHK

**SAMSUNG’S L.R. 3-12 MOTION
TO CONSIDER WHETHER CASES
SHOULD BE RELATED**

1 Pursuant to Local Rule 3-12, Samsung Electronics Co., Ltd. (“Samsung”)
2 hereby notifies the Court that In re Ex Parte Application of Samsung Electronics
3 Co., Ltd. for an Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain
4 Discovery from Apple Inc. for Use in Foreign Proceedings, Case No. 12-mc-
5 80275-LHK, may be related with this case.

6 **I. The Title and Case Number of Each Apparently Related Case**

- 7 1. In re Ex Parte Application of Samsung Electronics Co., Ltd. for an
8 Order Pursuant to 28 U.S.C. § 1782 Granting Leave to Obtain
9 Discovery from Apple Inc. for Use in Foreign Proceedings, Case No.
10 12-mc-80275-LHK, filed on November 29, 2012 (the “1782
11 Application”); and
12 2. Apple Inc. v. Samsung Electronics Co., Ltd., et al., Case No. 11-cv-
13 01846-LHK (the “Apple/Samsung Litigation”).

14 **II. Brief Statement of the Relationship of the Actions**

15 The 1782 Application seeks leave to obtain discovery from Apple for
16 Samsung to use in litigation between Apple and Samsung currently pending in
17 Japan. The patent-in-suit in the Japanese litigation is JP 4743919, which is the
18 Japanese counterpart to U.S. Patent No. 7,469,381 (the “381 Patent”). The ‘381
19 Patent is one of the patents asserted by Apple in the Apple/Samsung Litigation.

20 In light of the foregoing, Samsung hereby notifies the Court that the 1782
21 Application and the Apple/Samsung Litigation may be related.

22
23 Dated: November 30, 2012

STEPTOE & JOHNSON LLP

24
25 By: /s/ Dylan Ruga
DYLAN RUGA

26 Attorneys for Samsung Electronics Co., Ltd.