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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

v.

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

Defendants.

Case No. 11-cv-01846-LHK (PSG)

**DECLARATION OF
MICHAEL A. JACOBS IN
SUPPORT OF APPLE'S
OPPOSITION TO SAMSUNG'S
MOTION FOR ENTRY OF
PARTIAL JUDGMENT
PURSUANT TO RULE 54(B) AND
FOR STAY PENDING APPEAL**

1 I, Michael A. Jacobs, do hereby declare as follows:

2 1. I am a partner with the law firm of Morrison & Foerster LLP and counsel for
3 plaintiff and counterclaim-defendant Apple Inc. (“Apple”). I am familiar with and
4 knowledgeable about the facts stated in this declaration and if called upon could and would testify
5 competently as to the statements made herein.

6 2. Attached as **Exhibit 1** is a true and correct copy of Samsung’s Motion Pursuant to
7 Fed. R. Civ. P. 59(E) to Alter or Amend the Judgment in *Fractus, S.A. v. Samsung Electronics*
8 *Co., Ltd.*, No. 09-cv-00203 (E.D. Tex. July 26, 2012).

9 3. Attached as **Exhibit 2** is a true and correct copy of Complaint and Jury Demand in
10 *Pellegrini v. Analog Devices, Inc.*, No. 02-cv-11562-RWZ (D. Mass. Aug. 1, 2002).

11
12 I declare under the penalty of perjury under the laws of the United States of America that
13 the forgoing is true and correct to the best of my knowledge and that this Declaration was
14 executed this 26th day of March 2013, at San Francisco, California.

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16 Dated: March 26, 2013 By: /s/ Michael A. Jacobs
Michael A. Jacobs

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on March 26, 2013 to all counsel of record who are deemed to have consented to electronic service via the Court’s CM/ECF system per Civil Local Rule 5.4.

/s/ Michael A. Jacobs
Michael A. Jacobs