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13 INTERNATIONAL BUSINESS MACHINES CORPORATION

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

17 APPLE INC., a California corporation,

18 Plaintiff,

19 V.

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

26 Defendants.

CASE NO. 11-CV-01846-LHK (PSG)

**SUPPLEMENTAL DECLARATION OF
KENNETH S. KING**

27 1. I make this declaration based on my personal knowledge of the facts
28 described below.

29 2. I am the General Manager, Intellectual Property, and Vice President,
30 Research Business Development, at International Business Machines Corporation ("IBM"). In
31 this role, I am responsible for IBM's corporate Intellectual Property licensing and assignment
32 program.

1 3. This declaration is being submitted based on the hearing held by the Court on July
2 27, 2012. I previously submitted a declaration in this case in support of Non-Party International
3 Business Machines Corporation's Notice Of Emergency Administrative Motion For A Limited
4 Sealing Order, which requested sealing of balancing payment amounts provided for in the IBM-
5 Samsung patent license agreement (PLA) dated December 22, 2010.

6
7 4. The December 22, 2010, IBM-Samsung PLA is still in effect. This agreement is in
8 effect until the latest expiration date of any of the licensed patents, which would include patents
9 issuing in 2012 and beyond, and thus this agreement will not expire for many years to come.

10
11 I declare under penalty of perjury that the foregoing is true and correct.

12
13
14 DATED: July 30, 2012

15
16 By: _____



KENNETH S. KING