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ORACLE AMERICA, INC.

20 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 ORACLE AMERICA, INC.
23 Plaintiff,
24 v.
25 GOOGLE INC.
26 Defendant.

Case No. CV 10-03561 WHA

**DECLARATION OF RUCHIKA
AGRAWAL IN SUPPORT OF ORACLE
AMERICA, INC.'S OPPOSITIONS TO
GOOGLE'S MOTIONS *IN LIMINE*
NOS. 1 THROUGH 5**

Dept.: Courtroom 8, 19th Floor
Judge: Honorable William H. Alsup

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1 I, Ruchika Agrawal, declare as follows:

2 I am an attorney at Morrison & Foerster LLP and am counsel of record to Plaintiff Oracle
3 America, Inc. ("Oracle"). I have personal knowledge of the matters set forth herein and, if called
4 to testify, could and would testify competently to the following.

5 1. Attached hereto as **Exhibit 1-1** are true and correct copies of excerpts of the
6 transcript of the deposition of Tim Lindholm taken on September 7, 2011.

7 2. Attached hereto as **Exhibit 1-2** is a true and correct copy of a document produced
8 by Google in this case bearing production number GOOGLE-12-00000115.

9 3. Attached hereto as **Exhibit 1-3** is a true and correct copy of a document produced
10 by Google in this case bearing production number GOOGLE-14-00001233.

11 4. Attached hereto as **Exhibit 1-4** is a true and correct copy of a document produced
12 by Google in this case bearing bates number GOOGLE-00001772 through Google-00-00001781.

13 5. Attached hereto as **Exhibit 1-5** is a true and correct copy of a document produced
14 by Google in this case bearing production number GOOGLE-12-00000472 through GOOGLE-
15 12-00000476.

16 6. Attached hereto as **Exhibit 1-6** is a true and correct copy of a document produced
17 by Google in this case bearing production number GOOGLE-12-00000656.

18 7. Attached hereto as **Exhibit 1-7** is a true and correct copy of a document produced
19 by Google in this case bearing production number GOOGLE-12-00018231.

20 8. Attached hereto as **Exhibit 1-8** is a true and correct copy of a document produced
21 by Google in this case bearing production number GOOGLE 01-00018836.

22 9. Attached hereto as **Exhibit 1-9** is a true and correct copy of a document produced
23 by Google in this case bearing production number GOOGLE-12-00078864 through GOOGLE-
24 12-00078865.

25 10. Attached hereto as **Exhibit 1-10** is a true and correct copy of a document produced
26 by Google in this case bearing production number GOOGLE-12-10000011.

27 11. Attached hereto as **Exhibit 1-11** are true and correct copies of excerpts of the
28 transcript of the deposition of Jeef Kaul taken on August 5, 2011.

1 12. Attached hereto as **Exhibit 1-12** are true and correct copies of excerpts of the
2 transcript of the deposition of Hasan Rizvi taken on July 28, 2011.

3 13. Attached hereto as **Exhibit 2-1** is a true and correct copy of an excerpt of Android
4 Designing for Performance available at
5 <http://developer.android.com/guide/practices/design/performance.html>.

6 14. Attached hereto as **Exhibit 2-2** is a true and correct of copy of an excerpt of
7 Android 2.2 Platform Highlights available at [http://developer.android.com/sdk/android-2-2-](http://developer.android.com/sdk/android-2-2-highlights.html)
8 [highlights.html](http://developer.android.com/sdk/android-2-2-highlights.html).

9 15. Attached hereto as **Exhibit 2-3** is a true and correct copy of a document produced
10 by Google in this case bearing production number GOOGLE-04-00055098 through GOOGLE-
11 04-00055099.

12 16. Attached hereto as **Exhibit 2-4** are true and correct copies of excerpts of the
13 transcript of the deposition of Daniel Morrill taken on July 12, 2011.

14 17. Attached hereto as **Exhibit 2-5** are true and correct copies of excerpts from the
15 Opening Expert Report of John C. Mitchell Regarding Patent Infringement, dated August 8, 2011.

16 18. Attached hereto as **Exhibit 2-6** are true and correct copies of excerpts of the
17 transcript of the deposition of John C. Mitchell taken on September 6, 2011.

18 19. Attached hereto as **Exhibit 2-7** are true and correct copies of excerpts of the
19 Summary and Report of Robert (“Bob”) G. Vandette, dated August 8, 2011.

20 20. Attached hereto as **Exhibit 2-8** are true and correct copies of excerpts of the
21 Summary and Report of Noel Poore, dated August 8, 2011.

22 21. Attached hereto as **Exhibit 2-9** are true and correct copies of excerpts of the
23 Summary and Report of Erez Landau, dated August 8, 2011.

24 22. Attached hereto as **Exhibit 2-10** are true and correct copies of excerpts of the
25 transcript of the deposition of Erez Landau taken on September 14, 2011.

26 23. Attached hereto as **Exhibit 2-11** are true and correct copies of excerpts of the
27 transcript of the deposition of Robert G. Vandette taken on September 7, 2011.

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1 24. Attached hereto as **Exhibit 2-12** are true and correct copies of excerpts of the
2 transcript of the deposition of Noel Poore taken on September 7, 2011.

3 25. Attached hereto as **Exhibit 2-13** is a true and correct copy of an excerpt of
4 Android Developers Blog: Dalvik JIT available at [http://android-](http://android-developers.blogspot.com/2010/05/dalvik-jit.html)
5 [developers.blogspot.com/2010/05/dalvik-jit.html](http://android-developers.blogspot.com/2010/05/dalvik-jit.html).

6 26. Attached hereto as **Exhibit 2-14** s a true and correct copy of a document produced
7 by Google in this case bearing production number GOOGLE-02-00465974 through GOOGLE-
8 02-00465975.

9 27. Attached hereto as **Exhibit 2-15** is a true and correct copy of a document produced
10 by Google in this case bearing production number GOOGLE-06-00238120 through GOOGLE-
11 06-00238121.

12 28. Attached hereto as **Exhibit 2-16** is a true and correct copy of a document produced
13 by Google in this case bearing production number GOOGLE-04-00083077.

14 29. Attached as **Exhibit 2-17** is a true and correct copy of an excerpt of Android
15 Developers Blog: Nexus One Developer Phone available at [http://android-](http://android-developers.blogspot.com/2010/08/nexus-one-developer-phone.html)
16 [developers.blogspot.com/2010/08/nexus-one-developer-phone.html](http://android-developers.blogspot.com/2010/08/nexus-one-developer-phone.html).

17 30. Attached hereto as **Exhibit 3-1** is a true and correct copy of a letter I received via
18 e-mail from Christa Anderson of Kecker & Van Nest LLP on September 26, 2011, purporting to
19 submit the Expert Report of Iain M. Cockburn to the Court *in camera*.

20 31. Attached hereto as **Exhibit 3-2** is a true and correct copy of excerpts from the
21 transcript of the hearing on Google's *Daubert* motion, held in open court on July 21, 2011.

22 32. Attached hereto as **Exhibit 3-3** is a true and correct copy of a document produced
23 by Oracle in this case bearing production number OAGOOOGLE0000357494.

24 33. Attached hereto as **Exhibit 3-4** is a true and correct copy of a document produced
25 by Google in this case bearing production number GOOGLE-01-00065669.

26 34. **Exhibit 3-5** was not used.
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1 35. Attached hereto as **Exhibit 3-6** is a true and correct copy of excerpts from a
2 document produced by Google in this case bearing production number GOOGLE-26-00031474–
3 497.

4 36. Attached hereto as **Exhibit 3-7** is a true and correct copy of a document produced
5 by Google in this case bearing production number GOOGLE-01-00017222–227.

6 37. Attached hereto as **Exhibit 3-8** is a true and correct copy of a document produced
7 by Google in this case bearing production number GOOGLE-58-00029945.

8 38. Attached hereto as **Exhibit 3-9** is a true and correct copy of a document produced
9 by Oracle in this case bearing production number OAGOOGL0002518850–855.

10 39. Attached hereto as **Exhibit 3-10** is a true and correct copy of a document produced
11 by Oracle in this case bearing production number OAGOOGL0000489235–237.

12 40. Attached hereto as **Exhibit 3-11** is a true and correct copy of excerpts from
13 transcript of the deposition of Edward Screven taken on July 29, 2011.

14 41. Attached hereto as **Exhibit 4-1** are true and correct copies of excerpts of the
15 transcript of the deposition of Peter Kessler taken on August 4, 2011.

16 42. Attached hereto as **Exhibit 4-2** are true and correct copies of excerpts of the
17 transcript of the deposition of John Pampuch taken on July 29, 2011.

18 43. Attached hereto as **Exhibit 4-3** are true and correct copies of excerpts of the
19 Expert Report of Dr. Benjamin F. Goldberg Regarding Validity of Patents-In-Suit, submitted to
20 Google on August 25, 2011.

21 44. Attached hereto as **Exhibit 5-1** is a true and correct copy of Oracle's Second
22 Supplemental Patent Local Rule 3-1 Disclosure of Asserted Claims and Infringement
23 Contentions, dated April 1, 2011.

24 45. **Exhibit 5-2** was not used.

25 46. Attached hereto as **Exhibit 5-3** is a true and correct copy of a Subpoena to Testify
26 at a Deposition in a Civil Action dated July 13, 2011.

27 47. Attached hereto as **Exhibit 5-4** are true and correct copies of excerpts of the
28 transcript of the deposition of Rafael Camargo, taken September 8, 2011.

