

WILMERHALE

July 15, 2013

William F. Lee

The Honorable Daniel O'Toole
Clerk of Court
United States Court of Appeals for the Federal Circuit
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Re: *Apple Inc. v. Samsung Elecs. Co.*, No. 2013-1129

Dear Mr. O'Toole:

I am counsel of record for Plaintiff-Appellant Apple Inc. in Appeal No. 2013-1129. I will present oral argument on behalf of Apple in this appeal.

I write regarding the scheduling of oral argument in this appeal. On May 29, 2013, I notified the Court that I had no conflicts during the Court's upcoming calendared sessions, but that I had conflicts for several dates in the event that the Court schedules argument outside of its calendared sessions, as it did in the last appeal from this case (Nos. 12-1600, -1606, 13-1146). See ECF No. 70.

Subsequently, I have had a claim construction hearing scheduled for September 9, 2013 in *Adaptix, Inc. v. Pantech Wireless, Inc.*, No. 12-cv-20 (E.D. Tex.), which is during this Court's September calendared session. As a result, I respectfully request that the Court not schedule argument in this appeal for September 9-10, 2013, in addition to the dates outside this Court's calendared sessions that were the subject of my prior letter.

As always, thank you for your consideration.

Yours sincerely,

/s/ William F. Lee

William F. Lee

cc: Counsel of record (via ECF)