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Attorneys for Plaintiff and
Counterclaim-Defendant APPLE INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

v.

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

Defendants.

Case No. 11-cv-01846-LHK

**CLARIFICATION REGARDING CERTAIN
APPLE EXHIBITS**

1 In the Court's Order on Samsung's Objections to Apple's Proposed Examination Exhibits
2 and Materials for Second Day of Trial (Dkt. No. 1512), the Court deferred ruling on objections to
3 an exhibit that Samsung identified as "PDX56," and also ruled with respect to exhibits PX49
4 through PX54. Furthermore, the Court ordered *Samsung* to submit PDX56 to the Court prior to
5 8:00 a.m. tomorrow. However, Apple did not disclose exhibits with any of these exhibit numbers
6 for use in Dr. Kare's direct testimony, and has never identified any exhibit as PDX56.

7 Apple believes that the Court's order regarding a submission of PDX56 is intended to
8 require *Apple* to submit the entire set of demonstrative exhibits that it proposes to use when
9 Dr. Kare is testifying. When Apple initially disclosed the set of Kare demonstrative exhibits, it
10 believed that Dr. Kare might testify on the second day of trial. With opening arguments
11 scheduled for tomorrow morning, it appears that Dr. Kare, who is Apple's eighth witness, will not
12 testify on the second day of trial.

13 Since Apple initially disclosed Dr. Kare's proposed demonstrative exhibits to Samsung,
14 Apple has been revising and reducing the number of slides in the exhibit. Apple intends to
15 disclose a revised set of demonstrative exhibits for Dr. Kare at 7:00 p.m. on Wednesday, per the
16 established process for disclosing exhibits. If Samsung objects to any of the demonstrative
17 exhibits, Apple will submit a copy of the demonstrative exhibits to the Court with its response to
18 Samsung's objections.

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21 Dated: July 31, 2012

MORRISON & FOERSTER LLP

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23 By: /s/ Michael A. Jacobs
MICHAEL A. JACOBS

24 Attorneys for Plaintiff
25 APPLE INC.
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