

EXHIBIT 8

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN JOSE DIVISION

4 APPLE INC., a California
Corporation,

5
6 Plaintiff,

Case No.

7 vs.

11-CV-01846-LHK

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

11 Defendants.

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13
14
15 HIGHLY CONFIDENTIAL
16 PURSUANT TO THE PROTECTIVE ORDER

17
18 VIDEOTAPED DEPOSITION OF MARK LEE
19 Redwood Shores, California
20 Tuesday, February 28, 2012
21

22
23 REPORTED BY:

24 CYNTHIA MANNING, CSR No. 7645, CLR, CCRR
25 JOB NO. 46053

1 Foerster on behalf of Apple. 09:58

2 THE VIDEOGRAPHER: If the court reporter
3 please swear in the witness, we can proceed.

4
5 MARK LEE, 09:58
6 having first been duly sworn, testified
7 as follows:

8
9 EXAMINATION

10 BY MR. BEDECARRE: 09:58

11 Q. Good morning, Mr. Lee.

12 A. Morning.

13 Q. As I introduced myself before, I'm Al
14 Bedecarre and I represent Samsung in this matter.

15 You're here represented by counsel? 09:58

16 A. Yes, I am.

17 Q. And you also understand that your
18 counsel represents Apple Inc. in this matter?

19 A. Yes, I do.

20 Q. Okay. Have you ever been through the 09:58
21 process of a deposition before?

22 A. No, I have not.

23 Q. Well, let's just kind of go over a
24 couple of quick ground rules so that we can make
25 sure we have a clean record and that you 09:59

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1 So does Mr. Von Minden have a particular
2 focus within the group?

3 A. Yes, he did.

4 Q. What is that?

5 A. To develop paints.

6 Q. Are the paints used in model making or
7 in making finished products?

8 A. Both.

9 Q. So what can you tell me about this --

10 A. Well, actually let's go back. What do 10:33
11 you characterize as finished products?

12 Q. Commercial products for sale.

13 A. Oh, no.

14 Q. So the products he is -- the paints he
15 is working on are purely for models, whether 10:33
16 early drafts or complete models, is that what
17 you're getting at?

18 A. Yes, to my best knowledge.

19 Q. Okay. And is there any other role that
20 Mr. Von Minden has besides paints?

21 A. Not that I'm aware of.

22 Q. The model shop is part of the Industrial
23 Design Group?

24 A. That's right.

25 Q. Does anyone in the model shop since the 10:34

10:34

1 time you've been there have design

2 responsibility, meaning designing products as

3 opposed to building models?

4 A. No, there is not.

5 Q. So your role, to your understanding,

10:34

6 does not involve designing products; is that

7 correct?

8 A. Yes, that's correct.

9 Q. If I asked the same question as to the

10 rest of the members of the model shop as it

10:34

11 stands today, would -- to your understanding

12 would the answer be the same?

13 A. Yes, it would.

14 Q. And what about the past members of the

15 model shop? I mean, I'm talking about at the

10:35

16 time you've been at Apple. Is the same true,

17 meaning they did not also do design work in

18 addition to model building?

19 MR. DANIS: Objection; vague,

20 speculation.

10:35

21 THE WITNESS: To my knowledge, no model
22 maker has done any design work on Apple products.

23 BY MR. BEDECARRE:

24 Q. That's right. I am talking about Apple.

25 So in terms of a project that the model

10:36

1 don't give any feedback from a design perspective 11:20
2 to the designers in the Industrial Design Group?

3 A. Please say that again.

4 Q. Is it your testimony that you don't give
5 any feedback from a design perspective to the 11:20
6 designers in the Industrial Design Group at
7 Apple?

8 A. Yes, from a design perspective we don't.

9 Q. How about from any other perspective, do
10 you give them feedback on models you're working 11:21
11 on?

12 A. Yes.

13 Q. What kind?

14 A. We can give them the equivalent of an
15 attaboy, looks great. 11:21

16 Q. Anything else in terms of material
17 choices or any other kind of feedback that you've
18 given over time on model projects that you've
19 worked on?

20 MR. DANIS: Objection; vague, overbroad. 11:21

21 THE WITNESS: I've given feedback on
22 materials, but not in relation to ship to
23 manufacturing. Just building that particular
24 model.

25 //

1 STATE OF CALIFORNIA)

2 :ss

3 COUNTY OF SAN MATEO)

4 I, CYNTHIA MANNING, a Certified Shorthand
5 Reporter of the State of California, do hereby
6 certify:

7 That the foregoing proceedings were taken
8 before me at the time and place herein set forth;
9 that any witnesses in the foregoing proceedings,
10 prior to testifying, were placed under oath; that
11 a verbatim record of the proceedings was made by
12 me using machine shorthand which was thereafter
13 transcribed under my direction; further, that the
14 foregoing is an accurate transcription thereof.

15 I further certify that I am neither
16 financially interested in the action, nor a
17 relative or employee of any attorney of any of
18 the parties.

19
20 IN WITNESS WHEREOF, I have subscribed my
21 name this 28th day of February 2012.

22
23
24 CYNTHIA MANNING, CSR No. 7645, CCRR, CLR
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