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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

APPLE INC., a California corporation,  
  
Plaintiff,  
  
vs.  
  
SAMSUNG ELECTRONICS CO., LTD., a  
Korean business entity; SAMSUNG  
ELECTRONICS AMERICA, INC., a New  
York corporation; SAMSUNG  
TELECOMMUNICATIONS AMERICA,  
LLC, a Delaware limited liability company,  
  
Defendants.

CASE NO. 11-cv-01846-LHK-PSG

**[PROPOSED] ORDER GRANTING  
SAMSUNG’S MOTION FOR  
CLARIFICATION REGARDING THE  
COURT’S MAY 4, 2012 ORDER**

Samsung Electronics Co. Ltd., Samsung Electronics America, Inc., and Samsung  
Telecommunications America, LLC (collectively, “Samsung”) have filed Samsung’s Motion for  
Clarification Regarding the Court’s May 4, 2012 Order.

Having considered the arguments of the parties and the papers submitted, and GOOD  
CAUSE HAVING BEEN SHOWN, the Court hereby GRANTS Motion for Clarification of the  
Court’s May 4, 2012 Order. Specifically, the Court’s May 4, 2012 Order permits Samsung to  
introduce as evidence at trial:

- 1 1. Versions of source code produced on or before December 31, 2011 as evidence of
- 2 Samsung's design-around efforts; and
- 3 2. Evidence of design-arounds and non-infringing alternatives to the '381 and '163
- 4 patents other than source code produced after December 31, 2011.

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7 **IT IS SO ORDERED.**

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9 DATED: \_\_\_\_\_

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HONORABLE PAUL S. GREWAL  
United States Magistrate Judge

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