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LTD., SAMSUNG ELECTRONICS AMERICA,  
16 INC. and SAMSUNG  
TELECOMMUNICATIONS AMERICA, LLC  
17

18 UNITED STATES DISTRICT COURT

19 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

20 APPLE INC., a California corporation,

21 Plaintiff,

22 vs.

23 SAMSUNG ELECTRONICS CO., LTD., a  
Korean business entity; SAMSUNG  
24 ELECTRONICS AMERICA, INC., a New  
York corporation; SAMSUNG  
25 TELECOMMUNICATIONS AMERICA,  
LLC, a Delaware limited liability company,

26 Defendants.  
27

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

**DECLARATION OF ANTHONY P.  
ALDEN IN SUPPORT OF SAMSUNG'S  
ADMINISTRATIVE MOTION FOR  
RELIEF FROM APRIL 29, 2013 CASE  
MANAGEMENT ORDER**

1 I, Anthony P. Alden, declare as follows:

2 1. I am a partner in the law firm of Quinn Emanuel Urquhart & Sullivan, LLP,  
3 counsel for Samsung Electronics Co., Ltd., Samsung Electronics America, Inc. and Samsung  
4 Telecommunications America, LLC (collectively, "Samsung"). I submit this declaration in  
5 support of Samsung's Administrative Motion for Relief from April 29, 2013 Case Management  
6 Order. I have personal knowledge of the facts set forth in this declaration, except as otherwise  
7 noted, and, if called upon as a witness, I could and would testify to such facts under oath.

8 2. Attached hereto as Exhibit 1 is a true and correct copy of excerpts from the  
9 Transcript of Proceedings in this action, dated April 29, 2013.

10 3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts from the June  
11 24, 2013 Expert Report of Julie L. Davis, CPA ("Davis Report"), including Exhibits 17-PT,  
12 17.1-PT, 18-PT, 18.1-PT, 19-PT, and the Appendix versions A-K of the same.

13 4. On July 1, 2013, counsel for Samsung contacted counsel for Apple to inform  
14 them of Samsung's intent to file a motion for relief from the April 29, 2013 Case Management  
15 Order ("CMO") unless Apple agreed to serve a revised Davis Report that complies with the  
16 Court's CMO and continue all currently scheduled dates to accommodate service of the revised  
17 Report and Samsung's response thereto. In response to a request from Apple, Samsung set forth  
18 the specific bases for its request for relief from the CMO. Apple would not agree to Samsung's  
19 requested relief and indicated its intention to oppose Samsung's motion. A true and correct copy  
20 of the emails reflecting this exchange is attached hereto as Exhibit 3.

21  
22 I declare under penalty of perjury under the laws of the United States of America that the  
23 foregoing is true and correct.

24 Executed on July 1, 2013, at Los Angeles, California.

25  
26 /s/ Anthony P. Alden  
27 Anthony P. Alden  
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