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1 P R O C E E D I N G S

2 (Jury out.)

3 COURT SECURITY OFFICER: All rise.

4 THE COURT: Bring the jury in, please.

5 (Jury in.)

6 THE COURT: Please be seated.

7 MR. CASSADY: May it please the Court.

8 THE COURT: All right, Mr. Cassady. You  
9 may proceed.

10 CHRISTOPHER VELLTURO, Ph.D., DEFENDANT'S WITNESS,

11 PREVIOUSLY SWORN

12 CROSS-EXAMINATION

13 BY MR. CASSADY:

14 Q. Dr. Vellturo, my name is Jason Cassady. We've  
15 met before, right?

16 A. Yes.

17 Q. In fact, I came up to Boston and I took your  
18 deposition just a month or two after my son was born,  
19 right?

20 A. That sounds right, yes.

21 Q. Okay. And I want to talk about a couple of  
22 things you showed the jury. Okay?

23 A. Sure.

24 Q. The first one is this slide right here. You  
25 showed the jury this, and you were trying to explain to

1 the jury that the iPhone had a lot of sales prior to the  
2 implementation of FaceTime, right?

3 A. That's one of the things we discussed. Yes.

4 Q. Okay. So -- and you say the total number here  
5 is about 25.8 million units, right?

6 A. Yes.

7 Q. Well, I took that and I combined it into a  
8 slide.

9 MR. CASSADY: If you would go to  
10 Slide 42, Mr. Moreno.

11 Q. (By Mr. Cassidy) I took that 25.8 million  
12 units and I put it into one bar, and I want to talk  
13 about what you didn't show the jury.

14 After FaceTime was implemented -- let's go  
15 ahead and go to the next click -- this is what happened  
16 to the iPhone sales; isn't that right?

17 A. Right, after FaceTime, along with many, many  
18 other things were added to the phones. That's part of  
19 what Apple does.

20 Q. Yeah. I know we've added the features, but  
21 the point is, FaceTime, the big blue bar, 63.3 million  
22 units, more than twice the number before was added,  
23 right?

24 A. Well, these are iPhone sales. So these  
25 aren't -- these aren't FaceTime sales. But, yes, demand

1 for Apple's phones continues to grow and grow.

2 Q. Okay. But you didn't show the jury that big  
3 blue bar of sales with FaceTime, did you?

4 A. No. That wasn't part of what my proposition  
5 was.

6 Q. Okay. And then you've said -- and I was kind  
7 of caught off guard by it -- you said there is no  
8 evidence that relay servers affect the users of  
9 FaceTime.

10 Do you remember that?

11 A. I think I said I haven't seen in any reports  
12 that indicated that users notice any difference.

13 Q. Okay. You've been in this trial, right?  
14 You've been sitting back there watching the whole time,  
15 right?

16 A. Yes.

17 Q. Okay.

18 MR. CASSADY: Let's go ahead and go the  
19 Slide 13.

20 Q. (By Mr. Cassidy) The second highlighting,  
21 overuse of relay servers will degrade the user  
22 experience.

23 That's very clear to the exact point you just  
24 made. And this is an Apple document.

25 A. I'm sorry. What Apple document is this?

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