

EXHIBIT A



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VIA E-MAIL

Mr. Satoshi Matsuo
Department Manager, IP Business Platform Department
Hitachi, Ltd. Intellectual Property Division
Marunouchi Center Bldg.
1-6-1 Marunouchi, Chiyoda-ku Tokyo 100-8220, Japan
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Re: Request for Materials in Connection with *Maxell, Ltd. v. Apple Inc.*, Case No. 5:19-cv-00036-RWS (E.D. Tex.)

Dear Matsuo-san:

We write on behalf of Maxell, Ltd. ("Maxell"). Maxell is engaged in litigation in the United States adverse to Apple, Inc. ("Apple") wherein Maxell has alleged infringement by Apple of several patents that were assigned by Hitachi Consumer Electronics, Ltd. to Hitachi Maxell, Ltd. in 2013 as part of a larger smartphone portfolio. *See* Attached Complaint.

In connection with the litigation, Apple has requested the production of several categories of materials which Apple asserts are relevant to the case. More specifically, Apple has requested production of the following categories of documents that relate to interactions between Apple and Hitachi, Ltd./Hitachi Consumer Electronics, Ltd. between [REDACTED]:

- All documents and communications relating to the June 2013 meeting between Apple and Hitachi.

- [REDACTED]

- [REDACTED]

Maxell has searched its files and does not have the materials requested by Apple within its possession. Nevertheless, Apple has asserted that Maxell has the practical ability to obtain such documents from Hitachi given Hitachi's role as a predecessor-in-interest with respect to the smartphone portfolio, relying on *Kamatani v. BenQ Corp.*, 2005 U.S. Dist. LEXIS 42762, *17, 2005 WL 2455825 (E.D. Tex. Oct. 6, 2005) (citing *Bank of New York v. Meridien Biao Bank Tanz.*, 171 F.R.D. 135 (S.D.N.Y. 1997)).

As a courtesy to Apple given Apple's position, we request on behalf of Maxell that Hitachi please provide to Maxell's outside counsel, Mayer Brown LLP, any documents within Hitachi, Ltd.'s possession, custody, or control that fall within the three categories outlined above. We further request that Hitachi provide a response to Maxell's request no later than September 16, 2019.

Sincerely,

Jamie B. Beaber

cc: Counsel of Record