

EXHIBIT 5

Transcript of the Testimony of **Jacob R. Munford**

Date: June 19, 2020

Case: Maxell, Ltd. v. Apple, Inc.



Ace-Federal Reporters, Inc.
Phone: 202-347-3700
Fax: 202-737-3638
Email: info@acefederal.com
Internet: www.acefederal.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION

-----x
MAXELL, LTD.,)
Plaintiff,)
vs.) Civil Action No.
APPLE, INC.,) 5:19-cv-00036-RWS
Defendant.)
-----x

TELEPHONIC DEPOSITION OF JACOB R. MUNFORD

Friday, June 19, 2020

REPORTED BY: SUSAN L. CIMINELLI, CRR, RPR

Page 2	Page 4
<p>1 Deposition of JACOB R. MUNFORD, called for 2 examination pursuant to notice of deposition, 3 on Friday, June 19, 2020, in Washington, D.C., 4 via telephone at 11:00 a.m. EST, before SUSAN 5 L. CIMINELLI, RPR, CRR, and a Notary Public 6 within and for the District of Columbia, when 7 were present via telephone on behalf of the 8 respective parties: 9 10 LUIZ MIRANDA, ESQ. (Via telephone) 11 Mayer Brown 12 1999 K Street, N.W. 13 Washington, D.C. 20006 14 (202) 263-3000 15 lmiranda@mayerbrown.com 16 On behalf of the Plaintiff 17 18 19 20 21 22 -- continued -- 23 24 25</p>	<p>1 PROCEEDINGS 2 Whereupon, 3 JACOB R. MUNFORD, 4 was called as a witness, and having been duly 5 sworn, was examined and testified as follows: 6 EXAMINATION BY COUNSEL FOR PLAINTIFF 7 BY MR. MIRANDA: 8 Q Mr. Munford, good morning. 9 A Good morning. 10 Q I'm Luiz Miranda of Mayer Brown, on 11:00:20 11 behalf of Plaintiff Maxell, Limited. 12 A Uh-huh. 13 MR. MIRANDA: And will Apple's 14 counsel introduce himself? 15 THE WITNESS: I'm sorry. Do you mind 11:00:34 16 repeating that? I couldn't hear you very well. 17 MR. MIRANDA: Would Apple's counsel 18 introduce himself? 19 MR. LIANG: So I'm Mark Liang, 20 M-A-R-K, L-I-A-N-G, of O'Melveny Myers, on 11:00:46 21 behalf of Defendant Apple, Inc. 22 BY MR. MIRANDA: 23 Q Mr. Munford, can you please state 24 your name for the record? 25 A My name is Jacob Munford. 11:01:02</p>
Page 3	Page 5
<p>1 APPEARANCES (continued): 2 3 MARK LIANG, ESQ. (Via telephone) 4 O'Melveny & Myers 5 Two Embarcadero Center 6 28th Floor 7 San Francisco, California 94111-3823 8 (415) 984-8882 9 mliang@omm.com 10 On behalf of Defendant 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p>1 Q Can you please spell your last name? 2 A M-U-N-F-O-R-D. 3 Q And can you please spell your first 4 name? 5 A J-A-C-O-B. 11:01:15 6 Q And, Mr. Munford, what is your 7 current work address? 8 A 305 Fairfax Road, Pittsburgh, 9 Pennsylvania, 15221. 10 Q And your current home address? 11:01:31 11 A 305 Fairfax Road, Pittsburgh, 12 Pennsylvania, 15221. 13 Q And, Mr. Munford, have you ever been 14 deposed before? 15 A I have. 11:01:50 16 Q Approximately how many times? 17 A Three. 18 Q And when was the last time you were 19 deposed? 20 A It would have been in October of last 11:02:02 21 year, 2019. 22 Q So I'd like to go over some 23 deposition ground rules, to kind of refresh 24 your memory and keep us all on track. 25 A Sure. 11:02:16</p>

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.