

## **EXHIBIT D**

# **APPLE INC. OBJECTIONS TO MAXELL, LTD.'S DEPOSITION DESIGNATIONS**

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

MAXELL, LTD.,

*Plaintiff,*

v.

APPLE, INC.

*Defendant.*

Case No. 5:19-cv-00036-RWS

**JURY TRIAL DEMANDED**

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**Apple's Objections to Maxell's Deposition Designations**  
**3.1.2021**

<sup>1</sup>Maxell incorporates into its reply designations any portion of Apple's counter-designations that Apple chooses not to present to the jury.

**Apple Inc.'s Objection Key**

106	FRE 106
401/402	FRE 401/FRE 402
403	FRE 403
404	FRE 404
502	FRE 502
408	FRE 408
602	FRE 602
701	FRE 701
802	FRE 802
901	FRE 901
1002	FRE 1002
1003	FRE 1003
ARG	Argumentative (FRE 611a)
AA	Asked and Answered (FRE 611a)
AF	Assumes Facts Not in Evidence (FRE 611a)
CQ	Compound Question (FRE 611a)
C	Cumulative (FRE 403, FRE 611a)
II	Improper Impeachment (FRE 607-610, FRE 613)

## OBJECTION KEY

Maxell, Ltd. Objection Key	
Objection Code	Objection
AA	Asked and Answered
AC	Improper Attorney Commentary
AR	Argumentative
BS	Beyond the Scope of the 30(b)(6)
BSD	Beyond the Scope of Direct
C	Compound/Contains multiple documents
CC	Compromise & Offers to Compromise (Rule 408)
CE	Calls for Expert Testimony
CV	Cumulative
DOC	Requirement of Original (Rule 1002)
DUP	Duplicate Exhibit
E, EXP	Testimony By Expert (Rule 702)
FO	Foundation, Assumes Facts Not in Evidence
H	Hearsay (Rule 80, Rule 802)
HH	Hearsay within Hearsay (Rule 805)
ID, I	Incomplete
IN	Incomplete Designation (Rule 106)
LC	Legal Conclusion
LIT	Other Litigation
LQ, L	Leading Question
MPT	Misrepresents prior testimony
NA	Authentication
NE	Not Evidence
NRS	Evidence not restricted to its proper scope (105)
OP, O	Opinion Testimony By Lay Witness (Rule 701)
PK	Lacks Personal Knowledge (Rule 602)
PRE, P	Overly Prejudicial (Rule 403)
PR	Privileged
REL, R	Relevance (Rule 401, Rule 402)
SP	Calls for Speculation
SUM	The proponent may use a summary, chart, or calculation to prove the content of voluminous writings, recordings, or photographs that cannot be conveniently examined in court. The proponent must make the originals or duplicates available for examination or copying, or both, by other parties at a reasonable time and place. And the court may order the proponent to produce them in court
UE	Unclear what exhibit refers to
UN	Unresponsive
V, VM	Vagueness/Misleading
WD	Withdrawn Issue
MOT	Subject to Pending Motion

## Apple's Objections to Maxell's Deposition Designations

Deponent	Plaintiff's Initial Designation	Defendants' Objection(s)	Defendants' Counter-Designation	Plaintiff's Objection(s) to Counter-Designation	Plaintiff's Reply Designation
Borges, Daniel March 11, 2020	5: 15-19		26:14-15	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	
	6: 12-14		37:18-20	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	
	7: 23 - 8: 3		37:22-38:1	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	
	9: 20-25		47:5-8	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	47:23-25, 48:2-3
	11: 5-20		47:10-21	REL, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	47:23-25, 48:2-4
	12: 5-19		53:9-10	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	53:15, 15:17, 15:19-23, 53:25, 54:1-13
	22: 9 - 23: 8		53:12-13	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	53:15, 15:17, 15:19-23, 53:25, 54:1-13
	26: 1-3		77:10-78:1	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	84:10-12, 84:17-18
	26: 5-8		78:7-78:25	REL, BSD, NRS (not responsive to initial designation), UE (unclear what initial designation this is intended to counter)	84:10-12, 84:17-18

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