

Exhibit 2

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Page 1

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN FRANCISCO DIVISION

4 --oo--

5 APPLE INC., A CALIFORNIA)
6 CORPORATION,)
7 Plaintiff,)
8 vs.) NO. CV 08-03251 WHA
9 PSYSTAR CORPORATION, A FLORIDA)
10 CORPORATION, AND DOES 1-10)
11 INCLUSIVE,)
12 Defendants.) ATTORNEYS'
13) EYES ONLY
14 PSYSTAR CORPORATION, A FLORIDA)
15 COPORATION, AND DOES 1-10)
16 INCLUSIVE,)
17 Counterclaimant,)
18 vs.)
19 APPLE INC., A CALIFORNIA)
20 COPORATION,)
21 Counterdefendant.)
22)

23 DEPOSITION OF SIMON R. PATIENCE
24 DATE: Wednesday, August 19, 2009
25 TIME: 9:48 a.m.
26 LOCATION: TOWNSEND and TOWNSEND and CREW, LLP
27 379 Lytton Avenue
28 Palo Alto, CA 94301
29 REPORTED BY: MEGAN F. ALVAREZ, RPR
30 Certified Shorthand Reporter
31 License No. 12470

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5 MR. CAMARA: Well, so we've had this
6 recurring objection. I think Snow Leopard beta
7 seeds are still within your cause of action, are
8 they not?

9 MS. BOROUMAND SMITH: Yeah.