

CASE BRIEF

summary of the history of the case

Parties:

APPLE INC., a California corporation (Plaintiff) versus ***SAMSUNG ELECTRONICS CO.,LTD., a Korean business entity; SAMSUNG ELECTRONICS AMERICA, INC., a New York corporation; SAMSUNG TELECOMMUNICATIONS AMERICA, LLC, a Delaware limited liability company*** (Defendants)

Facts:

In this lawsuit, Apple as plaintiff tries to stifle competition and limit consumer choice for choosing. The cause of action is mobile phones manufactured by Samsung - with operation system Android. For example: Galaxy Tab, Galaxy S II, i9100, Tab 10.1, etc.

Legal issues:

- Did Samsung copy an outward of iOS from Apple?
- Did Apple break a patent of Samsung?
- How big will be the damage?

Procedural history:

Company Apple taked a legal action against Samsung in April 2011. It was sue for copying of design proposal for iPhone and iPad. Samsung answered that Apple breaked their patent for wireless communications and camera phones.

The United States District Court - Northern District of California - San Jose Division - with the jury, made up of seven men and two women, found no such unlawful conduct on Apple's part and said that Samsung would not get damages. But Apple got awarding nearly 1.05 billion dollars. The verdict comes after less than three days of deliberation in a high-stakes trial.

Reasoning of the court:

The design proposal of Apple was copied by Samsung - we can find big difference in design of Android mobile phones before and after publishing of iPhone.

Case citation:

Apple vs. Samsung

Case No.: 11-CV-01846-LHK (2012)