

United States District Court  
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SUN MICROSYSTEMS, INC.,  
Plaintiff,  
v.  
NETWORK APPLIANCE, INC.,  
Defendant.

No. C-07-05488 EDL

**ORDER DENYING NETAPP'S MOTION  
FOR ADMINISTRATIVE REQUEST TO  
FILE UNDER SEAL NETAPP'S REPLY  
BRIEF IN SUPPORT OF MOTION FOR  
SUMMARY JUDGMENT OF NON-  
INFRINGEMENT OF U.S. PATENT NO.  
5,632,012 AND EXHIBIT THERETO**

In connection with NetApp's Reply in Support of its Motion for Summary Judgment of Non-Infringement of U.S. Patent No.5,632,012 and declaration in support thereof, NetApp filed an administrative motion to file under seal the unredacted version of its Reply brief, as well as Exhibit 2 of the Walter Declaration in Support, on the basis that Sun had previously designated certain information contained in these documents "Attorney's Eyes Only." See Dkt. No. 318. On March 31, 2010, Sun filed a response stating that these documents to not need to be filed under seal. Accordingly, NetApp's Motion (Docket # 318) is DENIED and the unredacted Reply and Exhibit 2 will be made part of the public record.

**IT IS SO ORDERED.**

Dated: April 27, 2010

*Elizabeth D. Laporte*  
ELIZABETH D. LAPORTE  
United States Magistrate Judge