

1
2 UNITED STATES DISTRICT COURT
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA
4 SAN FRANCISCO DIVISION
5

6 APPLE INC., a California corporation,

7 Plaintiff,

8 v.

9 PSYSTAR CORPORATION,
10 a Florida corporation, and DOES 1-10,
inclusive,

11 Defendants.

12 AND RELATED COUNTERCLAIMS
13

Case No. CV 08-03251 WHA

MISCELLANEOUS
ADMINISTRATIVE REQUEST FOR AN ORDER
PERMITTING THE FILING UNDER SEAL OF
CONFIDENTIAL PORTIONS OF:
COURT ORDERED SUPPLEMENTAL BRIEFING
ON THE RELEVANCE OF TOPIC 3
TESTIMONY, DEFENDANT'S MOTION TO
COMPEL AND PLAINTIFF'S CROSS-MOTION
FOR A PROTECTIVE ORDER

14
15 Defendant Psystar Corporation submits this Administrative Request pursuant to Civil Local
16 Rules 7-11 and 79-5(d) for permission to file under seal portions of a Court Ordered Supplemental
17 Briefing on the Relevance of Topic 3 Testimony, Defendant's Motion to Compel and Plaintiff's
18 Cross-Motion for a Protective Order. This brief contains information designated by Apple as
19 Confidential or Confidential Attorneys' Eyes Only under the Stipulated Protective Order approved
20 by this Court on March 2, 2009. Psystar itself has no interest in keeping this material under seal, but
21 files this request in order to comply with the protective order. Pursuant to Civil Local Rule 79-5(d),
22 a sealed copy of the above-described document is being lodged with the clerk. Pursuant to the
23 Court's standing order, a redacted version is being electronically filed for the public file.
24
25
26
27
28

1 Dated: August 27, 2009

2 CAMARA & SIBLEY *LLP*

3
4 By: /s/ K. A. D. Camara

5 K.A.D. CAMARA

6 *Attorney for Defendant / Counterclaimant*
7 *Psystar Corporation*

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 **CERTIFICATE OF SERVICE**

2 I, Noah D. Radbil, declare I am employed in the City of Houston and County of Harris, Texas
3 in the office of Camara & Sibley. I am over the age of eighteen and not a party to this action. My
4 business address is Camara & Sibley, 2339 University Boulevard, Houston, Texas 77005.

5 I served the following document(s):

6 MISCELLANEOUS ADMINISTRATIVE REQUEST FOR AN ORDER PERMITTING THE
7 FILING UNDER SEAL OF CONFIDENTIAL PORTIONS OF: COURT ORDERED
8 SUPPLEMENTAL BRIEFING ON THE RELEVANCE OF TOPIC 3 TESTIMONY,
9 DEFENDANT'S MOTION TO COMPEL AND PLAINTIFF'S CROSS-MOTION FOR A
10 PROTECTIVE ORDER.
11 CV 08-03251 WHA

12 on the interested parties in this action by placing a true and correct copy thereof, on the above date,
13 enclosed in a sealed envelope, following the ordinary business practice of Camara & Sibley LLP. I
14 sent the document(s) to the following:

<p>15 James G. Gilliland, Jr. 16 TOWNSEND AND TOWNSEND AND CREW LLP 17 Two Embarcadero Center, 8th Floor 18 San Francisco, California 94111 19 Telephone: (415) 576-0200 20 Facsimile: (415) 576-0300</p>	<p>21 email: jggilliland@townsend.com</p>
--	---

22 [By First Class Mail] I am readily familiar with my employer's practice for collecting
23 and processing documents for mailing with the United States Postal Service. On the date listed herein,
24 following ordinary business practice, I served the within document(s) at my place of business, by
25 placing a true copy thereof, enclosed in a sealed envelope, with postage thereon fully prepaid, for
26 collection and mailing with the United States Postal Service where it would be deposited with the
27 United States Postal Service that same day in the ordinary course of business.

28 [By Overnight Courier] I caused each envelope to be delivered by a commercial carrier
service for overnight delivery to the offices of the addressee(s).

[By Hand] I directed each envelope to the party(ies) so designated on the service list to
be delivered by courier this date.

[By Facsimile Transmission] I caused said document to be sent by facsimile
transmission to the fax number indicated for the party(ies) listed above.

[By Electronic Transmission] I caused said document to be sent by electronic
transmission to the e-mail address indicated for the party(ies) listed above via the court's ECF
notification system.

I declare under penalty of perjury under the laws of the United States of America that the
foregoing is true and correct, and that this declaration was executed on August 27, 2009 at Houston,
Texas.

/s/ Noah D. Radbil
Noah D. Radbil

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
26
27
28