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9 Attorneys for Plaintiff
 APPLE COMPUTER, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 (OAKLAND DIVISION)

15 APPLE INC.,
 16 Plaintiff,
 17 v.
 18 PODFITNESS, INC., and DOES 1-100,
 inclusive,
 19 Defendants.
 20

Case No. C 06-5805 SBA

**[PROPOSED] ORDER GRANTING
 MOTION TO FILE A DOCUMENT
 UNDER SEAL**

 Honorable Joseph C. Spero

21 PODFITNESS, INC.,
 22 Counterclaim Plaintiff
 23 v.
 24 APPLE INC.,
 25 Counterclaim Defendant
 26

1 THIS MATTER came before the Court on the Motion to File a Document Under Seal (the
2 “Motion”). For good cause shown, IT IS HEREBY ORDERED that the Motion is GRANTED and
3 the unredacted version of Apple’s Application For Disclosure Of The Redacted Information In
4 Document Number PF001014 filed herewith shall be filed under seal.

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6 IT IS SO ORDERED this ___ day of _____, 2008.

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9 Honorable Joseph C. Spero
United States District Court

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1 **PROOF OF SERVICE**

2 I am employed in the County of San Diego, my business address is Fish & Richardson P.C.,
3 12390 El Camino Real, San Diego, California 92130. I am over the age of 18 and not a party to the
4 foregoing action.

5 I am readily familiar with the business practice at my place of business for collection and
6 processing of correspondence for personal delivery, for mailing with United States Postal Service,
7 for facsimile, and for overnight delivery by Federal Express, Express Mail, or other overnight
8 service.

9 On April 4, 2008, I caused a copy of the following document(s):

10 **[PROPOSED] ORDER GRANTING MOTION TO FILE A DOCUMENT UNDER SEAL**

11 to be served on the interested parties in this action by placing a true and correct copy thereof,
12 enclosed in a sealed envelope, and addressed as follows:

13 James E. Magleby
14 Jason A. McNeill
15 Magleby & Greenwood, P.C.
16 170 South Main Street, Suite 350
17 Salt Lake City, UT 84101
18 (801) 359-9011 (facsimile)

Attorneys for Defendant
PODFITNESS, INC.

19 James M. Wagstaffe
20 Kerr & Wagstaffe LLP
21 100 Spear Street, Suite 1800
22 San Francisco, CA 94105-1528
23 (415) 371-0500 (facsimile)

Attorneys for Defendant
PODFITNESS, INC.

24 **MAIL:** Such correspondence was deposited, postage fully paid, with the
25 United States Postal Service on the same day in the ordinary course
26 of business.

27 **FEDERAL**
28 **EXPRESS:** Such correspondence was deposited on the same day in the ordinary
course of business with a facility regularly maintained by Federal
Express.

I declare that I am employed in the office of a member of the bar of this Court at whose
direction the service was made.

I declare under penalty of perjury that the above is true and correct. Executed on April 4,
2008, at San Diego, California.

/s/Nicole C. Pino

Nicole C. Pino

Prop Order.doc