1 2 3 4 5 6 7 8 9 10 11 12 13	TIMOTHY T. SCOTT (SBN 126971/tscott@ksl GEOFFREY M. EZGAR (SBN 184243/ gezgard LEO SPOONER III (SBN 241541/lspooner@ks KING & SPALDING LLP 333 Twin Dolphin Drive, Suite 400 Redwood Shores, CA 94065 Telephone: (650) 590-0700 Facsimile: (650) 590-1900 SCOTT T. WEINGAERTNER ( <i>pro hac vice/sw</i> ROBERT F. PERRY ( <u>rpery@kslaw.com</u> ) ALLISON ALTERSOHN ( <i>pro hac vice/aalterso</i> SUSAN KIM ( <i>pro hac vice/skim@kslaw.com</i> ) DANIEL MILLER ( <i>pro hac vice/dmiller@kslaw</i> King & Spalding LLP 1185 Avenue of the Americas New York, NY 10036-4003 Telephone: (212) 556-2100 Facsimile: (212) 556-2222 Attorneys for Plaintiff GOOGLE INC.	<u>@kslaw.com)</u> <u>law.com)</u> <u>eingaertner@kslaw.com</u> ) <u>hn@kslaw.com</u> )	
14	NORTHERN DISTRICT OF CALIFORNIA		
15	OAKLAND DIVISION		
16	GOOGLE INC.	Civil Action No. C08 04144 SBA	
17	Plaintiff,	[Related to Civil Action No. C09-05718 SBA]	
18		GOOGLE INC.'S ADMINISTRATIVE MOTION TO FILE GOOGLE INC.'S	
19	V.	NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OF	
20	NETLIST, INC.,	INVALIDITY AND RELATED EXHIBITS UNDER SEAL	
21	Defendant.		
22		Date: July 27, 2010 Time: 1:00pm Place: Courtroom 3	
23		Judge: Hon. Saundra Brown Armstrong	
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	GOOGLE'S ADMIN. MOTION TO FILE DOCUMENTS RE: MSJ INVALIDITY UNDER SEAL—C-08-04144 SBA Dockets.Justia.c		

## **ADMINISTRATIVE MOTION TO FILE UNDER SEAL**

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2	Pursuant to General Order No. 62 and Civil Local Rules 7-11 and 79-5, Plaintiff and		
3	Counterdefendant Google Inc. hereby requests that the Court file Google Inc.'s Notice of Motion		
4	and Motion for Summary Judgment of Invalidity ("Google's Invalidity Motion") and Exhibits B		
5	and C to the Declaration of Scott T. Weingaertner ("Weingaertner Decl.") in support thereof		
6	under seal. This request is based on this administrative motion, the Weingaertner Decl. in support		
7	thereof, and such oral argument as the Court may entertain. As required by Civil Local Rules 79-		
8 9	5(b)-(d) and General Order No. 62, the following papers are also being lodged with the Court: (1)		
10	a Chamber's copy of the Google's Invalidity Motion, and (2) a Chamber's copy of the		
11	Weingaertner Decl and Exhibits thereto.		
12	Paragraph 26 of the Court's Second Amended Protective Order, dated March 5, 2010		
13	(Docket No. 108), requires the parties to file under seal all "transcripts of deposition, exhibits,		
14	answers to interrogatories, pleadings, briefs, and other documents submitted to the Court that		
15 16	have been designated as Protected Information or which contain information so designated."		
10	Google's Invalidity Motion includes information designated by Google and Netlist as Protected		
18	Information under the terms of the Second Amended Protective Order. The information includes		
19	excerpts of exhibits and deposition transcripts that have been so designated. Therefore, Google is		
20	obligated to file its Google's Invalidity Motion and Exhibits B and C to the Declaration of Scott		
21	T. Weingaertner in support thereof under seal. Google respectfully requests that the Court grant		
22	its application to file the foregoing documents under seal. Pursuant to the Court's Scheduling		
23	Order, the parties met and conferred regarding this motion.		
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	2 GOOGLE'S ADMIN. MOTION TO FILE DOCUMENTS RE: MSJ INVALIDITY UNDER SEAL—C-08-04144 SBA		

1	DATED: June 18, 2010	KING & SPALDING LLP
2		By: <u>/s/ Geoffrey M. Ezgar</u>
3		Geoffrey M. Ezgar
4		Attorneys for Plaintiff GOOGLE INC.
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	GOOGLE'S ADMIN. MOTION TO FI	LE DOCUMENTS RE: MSJ INVALIDITY UNDER SEAL—C-08-04144 SBA