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 APPLE INC.

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

12 **THE APPLE IPOD iTUNES ANTI-
 13 TRUST LITIGATION**

**Case No. C 05 00037 JW
 C 06-04457 JW**

**APPLE'S MISCELLANEOUS
 ADMINISTRATIVE MOTION TO FILE
 UNDER SEAL APPLE'S MEMORANDUM
 IN OPPOSITION TO MOTION FOR
 CLASS CERTIFICATION AND THE
 DECLARATIONS OF JO-ANNE KNYSH
 AND ARTHUR RANGEL; DECLARATION
 OF TRACY M. STRONG IN SUPPORT**

Date: December 15, 2008

Time: 9:00 A.M.

Place: Courtroom 8, 4th Floor

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1 Pursuant to Local Rules 7-11(a) and 79-5(b) and (c), defendant Apple Inc. (Apple)
2 requests that the Court order the Clerk of the Court to file under seal the following confidential
3 documents Apple is lodging with the Court on October 17, 2008:

- 4 1. Apple's Memorandum in Opposition to Motion for Class Certification.
- 5 2. Declaration of Jo-Anne Knysh in Support of Apple's Memorandum in Opposition
6 to Motion for Class Certification.
- 7 3. Declaration of Arthur Rangel in Support of Apple's Memorandum in Opposition
8 to Motion for Class Certification and attached exhibits.

9 The requested relief is necessary and narrowly tailored to protect the confidentiality of
10 Apple's commercially sensitive business information, including undisclosed unit sales numbers
11 and customer survey data and analysis. The confidential sales numbers and customer survey data
12 have been redacted from Apple's Memorandum in Opposition to Motion for Class Certification to
13 allow public access to the redacted Memorandum, and the redacted Memorandum is stamped
14 "REDACTED." The Declarations of Jo-Anne Knysh and Arthur Rangel and attached exhibits
15 could not be protected through redaction. Pursuant to Local Rule 79-5, this request is supported
16 by the below declaration of Tracy M. Strong and is accompanied by a proposed order to file
17 under seal.

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19 Dated: October 17, 2008

JONES DAY

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21 By: /s/Tracy M. Strong
22 Tracy M. Strong

23 Attorneys for Defendant
24 APPLE INC.

