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7	APPLE INC.	
8	UNITED STATES DISTRICT COURT	
9	NORTHERN DISTRICT OF CALIFORNIA	
10	SAN JOSE DIVISION	
11		
12	THE APPLE iPOD iTUNES ANTI-	Case No. C 05 00037 JW
13	TRUST LITIGATION	C 06-04457 JW
14		APPLE'S MISCELLANEOUS ADMINISTRATIVE MOTION TO FILE
15		UNDER SEAL APPLE'S MEMORANDUM IN OPPOSITION TO MOTION FOR
16		CLASS CERTIFICATION AND THE DECLARATIONS OF JO-ANNE KNYSH
17		AND ARTHUR RANGEL; DECLARATION OF TRACY M. STRONG IN SUPPORT
18		
19 20		<b>Date:</b> December 15, 2008 <b>Time:</b> 9:00 A.M.
20		Place: Courtroom 8, 4th Floor
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20		Apple's Admin. Mot. to File Under Seal
		C 05 00037

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.	
18		
19	Dated: October 17, 2008 JONES DAY	
20		
21	By: /s/Tracy M. Strong	
22	Tracy M. Strong	
23	Attorneys for Defendant APPLE INC.	
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	Apple's Admin. Mot. to File Under Seal	
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## DECLARATION OF TRACY STRONG IN SUPPORT OF 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

Based on my personal knowledge, information and belief, I, Tracy M. Strong, declare: 1. I am an attorney licensed to practice law in the State of California and admitted to practice before the United States District Court of the Northern District of California. I am an associate in the law firm of Jones Day in San Francisco, California, counsel for defendant Apple Inc. in the above-captioned action. I have personal knowledge of the facts set forth herein and, if called as a witness, I could and would testify competently thereto. 2. I make this declaration in support of Apple's Administrative Motion to File Under Seal the following confidential documents: (a) Apple's Memorandum in Opposition to Motion for Class Certification. (b) Declaration of Jo-Anne Knysh in Support of Apple's Memorandum in Opposition to Motion for Class Certification. (c) Declaration of Arthur Rangel in Support of Apple's Memorandum in Opposition to Motion for Class Certification and attached exhibits. 3. Sealing of the documents identified above is warranted because each of these documents contains confidential commercially sensitive business information, including undisclosed unit sales numbers and customer survey data and analysis. I have narrowly tailored 19 the number of confidential documents in this request and redacted documents in order to 20 minimize those that need be filed under seal. 21 I declare under penalty of perjury that the foregoing is true and correct and that this 22 Declaration was executed on October 17, 2008. 23 24 /s/Tracy M. Strong 25 Tracy M. Strong 26 27 SFI-594635v1 28 Apple's Admin. Mot. to File Under Seal

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