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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

**[PROPOSED] ORDER GRANTING
 APPLE'S MISCELLANEOUS
 ADMINISTRATIVE MOTION TO FILE
 UNDER SEAL DEFENDANT'S MOTION
 FOR RECONSIDERATION OF RULE
 23(B)(2) CLASS AND DECLARATION OF
 EDDY CUE**

Date: October 5, 2009
Time: 9:00 A.M.
Place: Courtroom 8, 4th floor

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1 Having considered Apple’s Administrative Motion to File Under Seal Defendant’s Motion
2 for Reconsideration of Rule 23(b)(2) Class, and the Declaration of Eddy Cue in Support of
3 Defendant’s Motion for Reconsideration of Rule 23(b)(2) Class:

4 IT IS HEREBY ORDERED THAT Apple’s Administrative Motion to File Under Seal is
5 GRANTED. The Clerk of Court shall file under seal: Defendant’s Motion for Reconsideration
6 of Rule 23(b)(2) Class, and the Declaration of Eddy Cue in Support of Defendant’s Motion for
7 Reconsideration of Rule 23(b)(2) Class.

8 **IT IS SO ORDERED.**

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11 Dated: _____, 2009

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13 _____
14 Hon. James Ware
15 United States District Court Judge

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17 SFI-608343v1

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