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8 Attorneys for Defendant
 APPLE INC.

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN JOSE DIVISION

14 THE APPLE IPOD iTUNES ANTI-TRUST
 LITIGATION.

Case No. C 05-00037 JW (HRL)
 C 06-04457 JW (HRL)

**DECLARATION OF MICHAEL
 SCOTT IN SUPPORT OF APPLE'S
 RESPONSE TO PLAINTIFFS'
 ADMINISTRATIVE MOTION TO
 SEAL**

21 I, Michael Scott, declare as follows:

22 1. I am an associate in the law firm of Jones Day, located at 555 California Street,
 23 26th Floor, San Francisco, CA 94104. I make this declaration in support of Apple's Response to
 24 Plaintiffs' Administrative Motion To File Under Seal. The facts stated in this declaration are true
 25 and based upon my own personal knowledge and, if called to testify to them, I would competently
 26 do so.

27 2. The redacted portions of Plaintiffs' Reply In Support Of Their Motion For
 28 Additional Discovery Pursuant To Rule 56(f) ("Reply") and the Merrick Declaration in support

1 thereof contain information relating to updates to Apple's FairPlay digital rights management
2 technology. Apple previously moved to file under seal information relating to updates to FairPlay
3 included in its Motion to Dismiss. Dkt. 327. The Court granted Apple's motion to seal on March
4 12, 2010. Dkt 340. The Court also granted motions to seal similar information in Plaintiffs'
5 Opposition (Dkt. 353) and Apple's Reply (Dkt. 361).

6 Executed this 3 day of May, 2010 in San Francisco, California.

7 /s/ Michael Scott

8 Michael Scott

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