

1 ROBBINS GELLER RUDMAN  
 & DOWD LLP  
 2 JOHN J. STOIA, JR. (141757)  
 BONNY E. SWEENEY (176174)  
 3 THOMAS R. MERRICK (177987)  
 ALEXANDRA S. BERNAY (211068)  
 4 CARMEN A. MEDICI (248417)  
 655 West Broadway, Suite 1900  
 5 San Diego, CA 92101  
 Telephone: 619/231-1058  
 6 619/231-7423 (fax)  
 johns@rgrdlaw.com  
 7 bonnys@rgrdlaw.com  
 tmerrick@rgrdlaw.com  
 8 xanb@rgrdlaw.com  
 cmedici@rgrdlaw.com

9 THE KATRIEL LAW FIRM  
 10 ROY A. KATRIEL (*pro hac vice*)  
 11 1101 30th Street, N.W., Suite 500  
 Washington, DC 20007  
 Telephone: 202/625-4342  
 12 202/330-5593 (fax)  
 rak@katriellaw.com

13 Co-Lead Counsel for Plaintiffs

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16 SAN JOSE DIVISION

17 THE APPLE IPOD ITUNES ANTI-TRUST ) Lead Case No. C-05-00037-JW(HRL)  
 18 LITIGATION )  
 ) CLASS ACTION

19 This Document Relates To: )  
 20 ALL ACTIONS. )  
 21 )  
 22 )  
 23 )  
 24 )  
 25 )  
 26 )  
 27 )  
 28 )

DECLARATION OF BONNY E. SWEENEY  
 IN SUPPORT OF PLAINTIFFS'  
 ADMINISTRATIVE MOTION TO FILE  
 UNDER SEAL PORTIONS OF PLAINTIFFS'  
 OPPOSITION TO APPLE'S  
 SUPPLEMENTAL OBJECTIONS TO REPLY  
 DECLARATION OF ROGER G. NOLL AND  
 SUPPLEMENTAL OPPOSITION TO CLASS  
 CERTIFICATION MOTION AND EXHIBITS  
 1-2 TO THE DECLARATION OF CARMEN  
 A. MEDICI PURSUANT TO LOCAL RULE  
 79-5(b)-(c)

JUDGE: Hon. James Ware  
 DATE: TBD  
 TIME: TBD  
 CTRM: 8, 4th Floor

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

I, BONNY E. SWEENEY, hereby declare as follows:

1. I am an attorney duly licensed to practice before all of the courts of the State of California. I am a member of the law firm Robbins Geller Rudman & Dowd LLP, Co-Lead Counsel of record for Plaintiffs Melanie Tucker, Mariana Rosen and Somtai Troy Charoensak (collectively, “Plaintiffs”) in this action. I have personal knowledge of the matters stated herein, and, if called upon, I could and would competently testify thereto.

2. I submit this declaration in support of Plaintiffs’ Administrative Motion to File Under Seal Portions of Plaintiffs’ Opposition to Apple’s Supplemental Objections to Reply Declaration of Roger G. Noll and Supplemental Opposition to Class Certification Motion (“Opposition”) and Exhibits 1-2 to the Declaration of Carmen A. Medici (“Medici Exhibits”) Pursuant to Local Rule 79-5(b)-(c).

3. Apple has designated these documents and information as “Confidential – Attorneys’ Eyes Only” under the Protective Order as containing commercially sensitive business information. This motion is intended to satisfy Plaintiffs’ obligations under the Protective Order. In accordance with the Protective Order, the confidential information in the Opposition and Medici Exhibits have been filed under seal.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 15th day of April, 2011, at San Diego, California.

\_\_\_\_\_  
s/ Bonny E. Sweeney  
BONNY E. SWEENEY

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

CERTIFICATE OF SERVICE

I hereby certify that on April 15, 2011, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 15, 2011.

s/ Bonny E. Sweeney  
BONNY E. SWEENEY

ROBBINS GELLER RUDMAN  
& DOWD LLP  
655 West Broadway, Suite 1900  
San Diego, CA 92101-3301  
Telephone: 619/231-1058  
619/231-7423 (fax)

E-mail: [bonnys@rgrdlaw.com](mailto:bonnys@rgrdlaw.com)

## Mailing Information for a Case 5:05-cv-00037-JW

### Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Francis Joseph Balint , Jr**  
fbalint@bffb.com
- **Alexandra Senya Bernay**  
xanb@rgrdlaw.com
- **Michael D Braun**  
service@braunlawgroup.com
- **Michael D. Braun**  
service@braunlawgroup.com,clc@braunlawgroup.com
- **Todd David Carpenter**  
tcarpenter@bffb.com,pjohnson@bffb.com,rcreech@bffb.com
- **Andrew S. Friedman**  
khonecker@bffb.com,rcreech@bffb.com,afriedman@bffb.com
- **Alreen Haeggquist**  
alreenh@zhlaw.com,judyj@zhlaw.com
- **Roy Arie Katriel**  
rak@katriellaw.com,rk618@aol.com
- **Thomas J. Kennedy**  
tkennedy@murrayfrank.com
- **David Craig Kiernan**  
dkiernan@jonesday.com,lwong@jonesday.com
- **Carmen Anthony Medici**  
cmedici@rgrdlaw.com,slandry@rgrdlaw.com
- **Thomas Robert Merrick**  
tmerrick@rgrdlaw.com,e\_file\_sd@rgrdlaw.com,e\_file\_sf@rgrdlaw.com
- **Caroline Nason Mitchell**  
cnmitchell@jonesday.com,mlandsborough@jonesday.com,ewallace@jonesday.com

- **Robert Allan Mittelstaedt**  
ramittelstaedt@jonesday.com,mlandsborough@jonesday.com
- **Brian P Murray**  
bmurray@murrayfrank.com
- **George A. Riley**  
griley@omm.com,lperez@omm.com,cchiu@omm.com
- **Elaine A. Ryan**  
eryan@bffb.com,pjohnson@bffb.com
- **Jacqueline Sailer**  
jsailer@murrayfrank.com
- **Michael Tedder Scott**  
michaelscott@jonesday.com,amhoward@jonesday.com
- **Craig Ellsworth Stewart**  
cestewart@jonesday.com,mlandsborough@jonesday.com
- **John J. Stoia , Jr**  
jstoia@rgrdlaw.com
- **Bonny E. Sweeney**  
bonnys@rgrdlaw.com,christinas@rgrdlaw.com,E\_file\_sd@rgrdlaw.com
- **Helen I. Zeldes**  
helenz@zhlaw.com

## Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)