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8 *Counsel for Plaintiff*

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

12 SOMTAI TROY CHAROENSAK AND
13 MARIANNA ROSEN, Individually and on
Behalf of All Others Similarly Situated,

14 Plaintiffs,

15 v.

16 APPLE COMPUTER, INC.,

17 Defendants.

No. C-05-00037 JW

**UNOPPOSED MOTION FOR
ADMINISTRATIVE RELIEF FILED
PURSUANT TO CIVIL LOCAL RULE 7-11
TO REMOVE INCORRECTLY FILED
DOCUMENT**

Hon. Patricia V. Trumbull
Courtroom 5, 4th Floor

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Unopposed Motion for Administrative Relief to Remove Inadvertently
Filed Document
Charoensak et. al. v. Apple Computer, Inc., No. C-05-00037 JW

1 Pursuant to Civil L.R. 7-11, Plaintiffs Somtai Troy Charoensak and Marianna Rosen, by and
2 through their undersigned counsel, hereby file this Unopposed Motion for Administrative Relief to
3 Remove from the Electronic Court Filing ("ECF") docket the Declaration of Dr. John Pisarkiewicz
4 in Support of Plaintiffs' Motion for Class Certification (Docket No. 95). Plaintiffs' counsel
5 inadvertently filed the Declaration of Dr. John Pisarkiewicz via ECF instead of filing a redacted
6 version and a submission to the Court to have the original Declaration filed under seal pursuant to
7 Paragraph 7(f) of the Court's Protective Order. Dr. Pisarkiewicz's declaration referenced data that
8 defendant Apple Computer, Inc. had previously designated as "Confidential" under the Court's
9 Protective Order, and accordingly should have been filed under seal with an appropriate submission
10 to the Court. Upon discovery of this error, Plaintiffs' counsel promptly notified the Court's ECF
11 Support Desk, and a temporary "lock" was placed on the document so that it would not be accessible
12 by the public via the Court's ECF system. Plaintiffs' counsel has also filed a corrected and redacted
13 version of the document via the Court's ECF system that does not display the sections of the
14 document making reference to the material designated as "Confidential." That redacted document
15 has been assigned Docket No. 97 by the Court's ECF system.

16 Pursuant to paragraph 7(f) of the Court's Protective Order, Plaintiffs' counsel will be
17 submitting to the Court the original version of the Declaration of Dr. John Pisarkiewicz in Support
18 of Plaintiffs' Motion for Class Certification, along with a request to have that version of the
19 document filed under seal. This motion is unopposed by defendant Apple Computer, Inc.

20 Dated: January 25, 2007

21 Respectfully submitted,

22 BRAUN LAW GROUP, P.C.

23 _____/s/
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18 **IT IS SO ORDERED.**

19 Dated: _____, 2007

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Hon. Patricia V. Trumbull
United States Magistrate Judge