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12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

15 ELAN MICROELECTRONICS CORPORATION,
 16 Plaintiff and Counterclaim
 17 Defendant,
 18 v.
 19 APPLE INC.,
 20 Defendant and Counterclaim
 21 Plaintiff.

Case No. C-09-01531 RS (PVT)
**[PROPOSED] ORDER GRANTING
 APPLE INC.'S MOTION TO STRIKE
 PARAGRAPHS 26-34 OF THE CLAIM
 CONSTRUCTION DECLARATION OF
 ROBERT DEZMELYK [D.I. 89]**
 JURY TRIAL DEMANDED
 Hon. Richard Seeborg

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Apple Inc.'s Motion to Strike Paragraphs 26-34 of the Claim Construction Declaration of Robert Dezmelyk came for hearing before the Court. Based on the supporting and opposition papers and the argument of counsel, and good cause appearing therefor, that motion is hereby GRANTED.

IT IS SO ORDERED.

Dated: _____, 2010

UNITED STATES DISTRICT JUDGE