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10 Attorneys for Defendant and Counterclaim Plaintiff  
 Apple Inc.

11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 SAN FRANCISCO DIVISION

14 ELAN MICROELECTRONICS  
 CORPORATION,  
 15  
 16 Plaintiff and Counterclaim  
 Defendant,

17 v.

18 APPLE INC.,  
 19 Defendant and Counterclaim  
 Plaintiff.  
 20

Case No. C-09-01531 RS (PSG)

**APPLE INC.'S ADMINISTRATIVE  
 MOTION TO FILE UNDER SEAL  
 APPLE INC.'S OPPOSITION TO  
 ELAN MICROELECTRONICS  
 CORP.'S MOTION FOR PARTIAL  
 SUMMARY JUDGMENT**

JUDGE: Hon. Richard Seeborg

1 Apple Inc. submits this Administrative Motion for a sealing order pursuant to Civil  
2 Local Rule 79-5. This motion is based on the points and authorities herein, and on the  
3 accompanying Declaration of Nathan Greenblatt in Support of Apple Inc.’s Administrative  
4 Motion to File Under Seal Apple Inc.’s Opposition to Elan Microelectronics Corp.’s Motion for  
5 Partial Summary Judgment (“Greenblatt Decl.”). Apple respectfully requests that the Court issue  
6 an order permitting the following documents, or portions thereof, to be filed under seal:

7 1. Apple Inc.’s Opposition to Elan Microelectronics Corp.’s Motion for Partial  
8 Summary Judgment of Infringement of U.S. Patent No. 5,825,352 (“Apple’s Opposition”) (a  
9 partially redacted public version is being lodged with the Court).

10 2. The Declaration of Ravin Balakrishnan in Support of Apple’s Opposition (a  
11 partially redacted public version is being lodged with the Court).

12 3. **Exhibit A** [May 24, 2011 Dezmelyk Dep.] to the Walter Declaration.

13 4. **Exhibit D** [May 24, 2011 Dezmelyk Dep., Exh. 13] to the Walter Declaration (a  
14 partially redacted public version is being lodged with the Court).

15 5. **Exhibit G** [Aug. 27, 2006 letter from Elantech Devices Corp. to Apple Inc.] to the  
16 Walter Declaration.

17 6. **Exhibit H** [Aug. 22, 2007 letter from J. Whitt to S. DeBruine] to the Walter  
18 Declaration.

19 7. **Exhibit L** [Nov. 11, 2010 Westerman Dep.] to the Walter Declaration.

20 The full and redacted versions of the papers listed above are being lodged with the  
21 Court. The partially redacted versions of items 1, 2, and 4 contain the minimal redactions  
22 necessary to protect highly confidential technical information regarding the operation of the  
23 accused Apple products, as well as internal codenames for the products. *See* Greenblatt Decl. ¶¶  
24 1-2, 4; *see also* Civil L.R. 79-5 (Commentary). Moreover, Exhibits **A**, **G**, **H** and **L** to the Walter  
25 Declaration consist predominantly of sealable information, and submission of heavily redacted  
26 versions of these exhibits would not substantially further the policy of providing public access to,  
27 and understanding of, court proceedings. *See* Order Denying Motion to Seal, Without Prejudice  
28 (Dkt. No. 204) at 1-2. Each of the documents listed above has been given particularized

1 consideration, with attention to the Court's policy of providing public access to the court  
2 proceedings. *See generally* Greenblatt Decl. Therefore, Apple respectfully requests that the  
3 Court grant this motion.

4  
5 Dated: June 2, 2011

WEIL, GOTSHAL & MANGES LLP

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By:           /s/ Nathan Greenblatt            
Nathan Greenblatt  
Attorneys for Defendant and  
Counterclaim Plaintiff Apple Inc.

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