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 11 ELAN MICROELECTRONICS  
 CORPORATION

12  
 13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN FRANCISCO DIVISION  
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17 ELAN MICROELECTRONICS  
 18 CORPORATION,  
 19 Plaintiff,  
 20 v.  
 21 APPLE, INC.,  
 22 Defendant.

Case No. 09-cv-01531 RS (PSG)  
**DECLARATION OF PALANI P  
 RATHINASAMY IN SUPPORT OF  
 PLAINTIFF ELAN  
 MICROELECTRONICS  
 CORPORATION'S AMENDED  
 ADMINISTRATIVE MOTION TO FILE  
 UNDER SEAL EXHIBITS TO THE  
 DECLARATION OF PALANI P.  
 RATHINASAMY**

23  
 24 AND RELATED COUNTERCLAIMS  
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1 **DECLARATION OF PALANI P. RATHINASAMY**

2 I, Palani P. Rathinasamy, declare as follows:

3 1. I am an associate with the law firm of Alston & Bird LLP, counsel to Plaintiff Elan  
4 Microelectronics Corporation (“Elan”) in this action. I have personal knowledge of the following  
5 facts and, if called to testify, I could and would testify competently to the matters stated herein.

6 2. In accordance with Civil Local Rule 79-5, Elan seeks to file under seal portions of  
7 Exhibits B, E, F, G, and I and the entirety of Exhibits L and M of the Declaration of Palani P.  
8 Rathinasamy In Support Of Elan’s Motion to Compel Supplementation of Interrogatory No. 13.

9 3. Exhibits B, E, F, and I are partially redacted. The redacted portions disclose  
10 confidential information related to Apple, including internal Apple code names and information  
11 regarding the operation of Apple products, that was derived from documents or testimony that is  
12 designated by Apple, Inc. (“Apple”) as “Confidential – Attorneys’ Eyes Only” pursuant to the  
13 Amended Protective Order in this matter. In accordance with Civil Local Rule 79-5, only minimum  
14 and necessary redactions regarding the internal code name and information regarding the operation  
15 of the Apple products are made to protect sealable information.  
16

17 4. Exhibit G is partially redacted. The redacted portions disclose confidential  
18 information related to Apple, including internal Apple code names, that was derived from  
19 documents or testimony that is designated by Apple as “Confidential - Attorneys’ Eyes Only”  
20 pursuant to the Amended Protective Order in this matter. The redacted portions also contain  
21 confidential information regarding Elan’s products and the names of Elan’s customers. In  
22 accordance with Civil Local Rule 79-5, only minimum and necessary redactions are made to protect  
23 sealable information.

24 5. Exhibit L is an Apple internal engineering circuit schematic for an Apple trackpad.  
25 The document has been designated as “Confidential - Attorneys’ Eyes Only” by Apple. This exhibit  
26 predominately consists of sealable information such that it may be appropriate to seal the entire  
27 document rather than requiring submission of a heavily redacted document that would not  
28

1 substantially further the policy of providing public access to, and understanding of, court  
2 proceedings.

3 6. Exhibit M is an Apple internal e-mail between Apple employees discussing the  
4 operation of an Apple trackpad. The document has been designated as “Confidential - Attorneys’  
5 Eyes Only” by Apple. This exhibit predominately consists of sealable information such that it may  
6 be appropriate to seal the entire document rather than requiring submission of a heavily redacted  
7 document that would not substantially further the policy of providing public access to, and  
8 understanding of, court proceedings. I have met and conferred with Apple’s Nathan Greenblatt on  
9 June 7, 2011 who requested that this exhibit is filed entirely under seal.

10 I declare under penalty of perjury under the laws of the United States that the foregoing is  
11 true and correct.

12 Executed this 8th day of June, 2011 at Menlo Park, California.

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16 */s/ Palani P. Rathinasamy*  
17 Attorney for Plaintiff and Counterclaim Defendant  
18 Elan Microelectronics Corporation  
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